

# EXHIBIT 14



**KENTUCKIANA**  
— COURT REPORTERS —

**CASE NO. 20-CV-04768**

**JAMES FLETCHER JR.**

**V.**

**JEROME BOGUCKI, ET AL.**

**DEPONENT:**

**RAYMOND SCHALK**

**DATE:**

**October 17, 2023**



✉ [schedule@kentuckianareporters.com](mailto:schedule@kentuckianareporters.com)

☎ 877.808.5856 | 502.589.2273

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE NORTHERN DIVISION OF ILLINOIS

3 JUDGE ANDREA WOOD

4 CASE NO.: 20-CV-04768

5  
6 JAMES FLETCHER JR.,

7 Plaintiff

8  
9 V.

10  
11 JEROME BOGUCKI, ANTHONY

12 NORADIN, RAYMOND SCHALK,

13 ANTHONY WOJICK, UNKNOWN CITY

14 OF CHICAGO POLICE OFFICERS, AND THE

15 CITY OF CHICAGO,

16 Defendants  
17  
18  
19  
20  
21  
22

23 DEPONENT: RAYMOND SCHALK

24 DATE: OCTOBER 17, 2023

25 REPORTER: ZOE NYHUS

APPEARANCES

ON BEHALF OF THE PLAINTIFF, JAMES FLETCHER JR.:

Sean Starr, Esquire

Loevy & Loevy

311 North Aberdeen Street

3rd Floor

Chicago, Illinois 60607

Telephone No.: (312) 243-5900

E-mail: Sean@loevy.com

(Appeared via videoconference)

ON BEHALF OF THE PLAINTIFF, JAMES FLETCHER JR.:

Jennifer Blagg, Esquire

Blagg Law

1333 West Devon Street

Suite 267

Chicago, Illinois 60660

Telephone No.: (773) 859-0081

E-mail: Jenniferblagglaw.net

(Appeared via videoconference)

APPEARANCES (CONTINUED)

ON BEHALF OF THE DEFENDANT, THE CITY OF CHICAGO.:

Paul Machalik, Esquire

Reiter Burns, LLP

311 South Wacker Drive

Chicago, Illinois 60606

Telephone No.: (312) 982-0090

E-mail: Pmachalik@reiterburns.com

(Appeared via videoconference)

ON BEHALF OF THE DEFENDANTS, JEROME BOGUCKI, ANTHONY  
NORADIN, RAYMOND SCHALK, AND ANTHONY WOJICK:

Brian Stefanich, Esquire

Hale & Monico, LLC

53 W Jackson Blvd

Suite 334

Chicago, Illinois 60604

Telephone No.: (312) 341-9646

E-mail: Bstefanich@halemonico.com

(Appeared via videoconference)

## INDEX

	Page
PROCEEDINGS	6
DIRECT EXAMINATION BY MR. STARR	7

## EXHIBITS

Exhibit	Page
6 - CCSAO Conflicts Screengrab Mugshots	26
7 - City JF192-198 Photograph	38
8 - City JF18 - Arrest Report of Terry Rogers	38
9 - Criminal History of James Fletcher	51
10 - General Offense Case Report	64
11 - Supplementary Police Report	68
12 - Notes Shalk Took During Rogers Interview	74
13 - City JF179 - Notes Title General Progress Report	79
14 - City JF180 - Notes Lineup - April 20th, 2022	83
15 - City JF140-147 - Case Supplementary Report	87

## STIPULATION

The VIDEO deposition of RAYMOND SCHALK was taken at KENTUCKIANA COURT REPORTERS, 730 EAST MAIN STREET, LOUISVILLE, KENTUCKY 40202 via videoconference in which all participants attended remotely, on TUESDAY the 16th day of OCTOBER 2023 at approximately 10:38 a.m. (CT); said VIDEO deposition was taken pursuant to the ILLINOIS Rules of Civil Procedure. The above- referenced notarial act involved the use of communication technology. Specifically, the court reporter appeared by videoconference pursuant to KRS 423.455 and complied with all statutory requirements.

It is agreed that ZOE NYHUS, being a Notary Public and Digital Reporter for the State of ILLINOIS, may swear the witness and that the reading and signing of the completed transcript by the witness is not waived.

## PROCEEDINGS

THE REPORTER: We are now on record. Will all parties, except for the witness, please state your appearance, how you're attending, and your location?

MR. STARR: Good morning. Sean Starr on behalf of Plaintiff, James Fletcher, from the law firm of Loevy & Loevy, attending remotely from the City of Chicago. I'm also joined by my co-counsel today, Jennifer Blagg.

MS. BLAGG: Also in Chicago.

MR. STEFANICH: Brian Stefanich for the individual defendants, attending remotely from Huntley, Illinois.

MR. MACHALIK: Paul Machalik representing Defendant, City of Chicago. I am attending remotely from Chicago.

THE REPORTER: All right. And Mr. Schalk, will you please state your full name for the record?

THE WITNESS: Raymond Schalk.

THE REPORTER: And Mr. Schalk, do you have an ID on you that you could hold up to the camera for us?



THE WITNESS: I don't.

MR. STARR: I think we can waive of that. I -  
- we previously deposed Mr. Schalk, and I -- I'll  
represent the plaintiff will stipulate that he is,  
in fact, Mr. Schalk.

THE REPORTER: Okay. We have agreed to  
stipulate. Mr. Schalk, will you please raise your  
right hand? Do you solemnly swear or affirm that  
the testimony you're about to give will be the  
truth, the whole truth, and nothing but the truth?

THE WITNESS: I do.

THE REPORTER: You may begin.

DIRECT EXAMINATION

BY MR. STARR:

Q. Good morning, Mr. Schalk. I represent  
Plaintiff, James Fletcher. We met before in your  
previous deposition. Do you recall that?

A. Yes, I do.

Q. Okay. And you understand you're still under  
oath today, correct?

A. Yes.

Q. All right. I have a -- obviously, I don't  
know if you can tell, but I have a cold. So if you  
don't understand a question I ask, please ask me to re-  
ask it and I -- and I'll do that for you, okay?

1 A. Yes.

2 Q. Sir, last time, I believe that you told us  
3 everything that you had an independent recollection of  
4 regarding the Willie Sorrell homicide investigation; is  
5 that correct?

6 A. Yes.

7 Q. So since that last deposition meeting, is  
8 there anything new that you have independently recalled  
9 beyond what you testified to last time?

10 A. No.

11 Q. Okay. Excellent. And sir, so therefore, as  
12 we stated here today, at this point in the deposition  
13 you've told me everything that you independently recall  
14 about the Willie Sorrell homicide investigation,  
15 correct?

16 A. Yes.

17 Q. Is it also correct that you've told me  
18 everything you independently recall about the  
19 prosecution of James Fletcher for the Willie Sorrell  
20 homicide?

21 A. Yes.

22 Q. Excellent. Sir, what did you do to prepare  
23 for today's second continuation deposition?

24 A. I just reviewed the police reports again.

25 Q. All right. Did you meet with your attorneys

1 at all?

2 A. I spoke with an attorney, yes.

3 Q. On the telephone?

4 A. Yes.

5 Q. And how long was your conversation with your  
6 attorney in preparation for today?

7 A. Oh, just a few minutes.

8 Q. All right. And when did that conversation  
9 take place?

10 A. Yesterday.

11 Q. All right. And did you prepare -- did you  
12 meet with your attorneys today at all?

13 A. Well, just now.

14 Q. And how much time did you spend meeting before  
15 the deposition began?

16 A. A few minutes.

17 Q. Okay. So you -- did you just talk to your  
18 attorney for a few minutes in total over the course of  
19 two days, once on the telephone and once in person; is  
20 that correct?

21 A. Yes.

22 Q. Did you do anything else to prepare for  
23 today's deposition?

24 A. No.

25 Q. Did you talk to Defendant Bogucki about his

1 deposition at all?

2 A. No, I didn't.

3 Q. Did you talk to him about your deposition at  
4 all?

5 A. No.

6 Q. Okay. Sir, during the Willie Sorrell homicide  
7 investigation, did you interview James Fletcher?

8 A. Yes.

9 Q. Okay. And was the interview conducted with  
10 James Fletcher prior to his arrest for the Willie  
11 Sorrell homicide?

12 A. Yes.

13 Q. Do you know how long that interview lasted?

14 A. I don't recall. It wasn't a -- a very long  
15 interview, maybe half an hour.

16 Q. Who was present for that interview besides  
17 yourself?

18 A. Detective Bogucki and Assistant State's --  
19 State's Attorney Jennifer Walker.

20 Q. Okay. Did you ever interview Mr. Fletcher  
21 outside of the presence of the State's Attorney?

22 A. No.

23 Q. What did Mr. Fletcher tell you during that  
24 interview?

25 A. Well, I -- I don't recall the interview. Going

1 by the reports, reports indicate that he -- he denied  
2 any knowledge of the murder, denied -- denied being  
3 there. He -- he told us that he was doing too good with  
4 his dope business to do any robberies.

5 Q. Anything else that you recall about that  
6 interview besides that?

7 A. That's basically it.

8 Q. Do you recall what Mr. Fletcher looked like?

9 A. I really don't know.

10 Q. And is it your testimony today that based on  
11 your review of the reports, James Fletcher always  
12 maintained that he was innocent of the Willie Sorrell  
13 homicide?

14 A. Yes.

15 Q. He never admitted to you that he had anything  
16 to do with it, correct?

17 A. Correct.

18 Q. And you testified last time that you and  
19 Defendant Bogucki got the case in 1995, but you waited  
20 to interview the witnesses Emmet Wade and Sheree Friend  
21 until 2002 because you wanted to interview Terry Rogers  
22 first; is that correct?

23 A. Well, we -- we put a stop order on Terry  
24 Rogers first, yeah, because he -- he was the one who  
25 came up with the name Fletcher. We thought he was the

1 most important one to speak with seeing he hadn't been  
2 talked to for such a long period of time.

3 Q. Right. So you -- but you waited --  
4 deliberately waited to interview Emmet Wade and Sheree  
5 Friend because you wanted to interview Terry Rogers  
6 first; is that correct?

7 MR. MACHALIK: Objection. Form. You can  
8 answer.

9 A. Yes. We felt that Terry Rogers was the most  
10 important one to interview next.

11 BY MR. STARR:

12 Q. Yeah. And you also testified last time that  
13 you felt like Terry Rogers was the first witness that  
14 you needed to talk to, correct?

15 A. Well, it's the one we wanted to talk to next.

16 Q. And you further testified at the last  
17 deposition that the only reason that you thought it was  
18 important to interview Terry Rogers before interviewing  
19 Emmet Wade or Sheree Friend was because of Terry Rogers'  
20 original statement naming Fletcher as an offender; is  
21 that correct?

22 A. Well, yes, we wanted to talk to him about --  
23 about that. He's the one -- the witness who came up  
24 with the name Fletcher, and we wanted to interview him  
25 about that again because he hadn't been talked to for

1 years.

2 Q. And you also testified at the last deposition  
3 that the fact that Rogers waited 12 years from 1990 to  
4 2002 to tell the police that he knew James Fletcher was  
5 one of the offenders certainly hurt his credibility a  
6 little bit. Do you recall testifying to that?

7 A. I don't recall testifying to that.

8 Q. Is that an accurate statement?

9 A. Well, he -- he came up with the name Fletcher  
10 back in 1990.

11 Q. Right. But if I represent to you that in the  
12 last deposition, I asked you about the fact that Terry  
13 Rogers waited 12 years to tell the police that he knew  
14 the full name of the offender, did that give you any  
15 pause? And your testimony was that it hurt his  
16 credibility a little bit. Would you have any reason to  
17 dispute that?

18 MR. MACHALIK: Objection. You can answer.

19 A. Well, we certainly questioned him about what  
20 he had said back in the 1990 as compared to what he was  
21 telling us in 2002.

22 BY MR. STARR:

23 Q. Do you believe that the fact that Terry Rogers  
24 waited 12 years to tell the police that he knew the full  
25 name of the offender hurt his credibility at all?

1 A. Well, people always don't come forward with  
2 all the information right away. It's not that unusual.

3 Q. Did it hurt his credibility at all is my  
4 question, sir?

5 A. No, but it's -- it's something you have to  
6 look at.

7 Q. Did Rogers' extensive criminal history also  
8 impact his credibility?

9 A. Well, we talk to people all the time with  
10 criminal histories. We don't necessarily look at that  
11 as a factor of -- of their credibility.

12 Q. So you're -- you were aware that Terry Rogers  
13 had an extensive criminal history when you interviewed  
14 him, correct?

15 MR. MACHALIK: Objection to form. You can  
16 answer.

17 A. I believe we were.

18 BY MR. STARR:

19 Q. And that had no impact on your -- on your --  
20 strike that. Did -- and so Terry Rogers' criminal  
21 history had no impact on what whether or not you thought  
22 he was credible; is that correct?

23 A. I don't believe his -- his criminal background  
24 had an impact on what he was telling us.

25 Q. Did the fact that Edward Cooper had previously



1 told you that he thought Terry Rogers was a drug addict  
2 impact Terry Rogers' credibility at all?

3 A. Well, again, we certainly wanted to talk to  
4 Terry Rogers and get a -- a feeling for ourselves what  
5 he was saying.

6 Q. I'm asking you, though: In your -- in your  
7 opinion as a detective, did the fact that Terry or --  
8 strike that. Did the fact that Edward Cooper had  
9 previously given you information that he believed that  
10 Terry Rogers was a drug act, did that affect Terry  
11 Rogers' credibility at all when you interviewed him?

12 A. Not necessarily.

13 Q. Did the fact that Edward Cooper had also told  
14 you that he thought that Terry Rogers had set him up for  
15 the bread truck robbery that led to the homicide of  
16 Willie Sorrell, did that affect Terry Rogers'  
17 credibility at all in your opinion?

18 A. Well, again, we wanted to talk to Terry  
19 Rogers. So there was nothing at that point to indicate  
20 that he had set up the -- the robbery.

21 Q. Well, there was, right? Because Edward Cooper  
22 told you that he thought that Terry Rogers set him up  
23 there. There was that piece of evidence, correct?

24 A. Well, that's his suspicion with -- with no  
25 basis to -- to back it up.

1           Q.    What did you do to investigate whether or not  
2 Terry Rogers set up Edward Cooper?

3           A.    Well, we put a stop order. We tried to find  
4 Terry Rogers and put a stop order in when we couldn't  
5 find him to talk to him.

6           Q.    Did you ask him if he was involved in the  
7 crime?

8           A.    I don't recall specifically. He certainly  
9 didn't say he was involved in a crime.

10          Q.    Okay. Did you do anything else to investigate  
11 whether or not Terry Rogers was involved in the homicide  
12 of Willie Sorrell?

13          A.    Well, I don't know the -- what else there  
14 would be. We ended up in interviewing all the witnesses  
15 and nobody else indicated that Terry Rogers was  
16 involved.

17          Q.    And you don't know whether or not you actually  
18 asked Terry Rogers if he was involved, correct?

19          A.    I -- I don't know because I don't remember the  
20 interview and it's not -- doesn't specifically state  
21 that in the report. It's very possible we asked him  
22 that. But --

23          Q.    You didn't document your investigation into  
24 whether or not Terry Rogers was involved in the bread  
25 truck robbery that led to the homicide of Willie

1 Sorrell, correct?

2 MR. MACHALIK: Objection. Form. Misstates  
3 his testimony. You can answer.

4 A. Well, it -- it certainly was documented in the  
5 interview with Edward Cooper, well, about his suspicions  
6 of Terry Rogers. So that's -- we weren't hiding  
7 anything on that.

8 BY MR. STARR:

9 Q. My question though, is: Did you -- did you  
10 document any -- in any report anywhere, after Cooper  
11 told you that he thought Rogers was involved, that you  
12 investigated whether or not Rogers was involved?

13 MR. MACHALIK: Objection. Form. Misstates  
14 his testimony. You can answer.

15 A. Well, my investigation would be interviewing  
16 him, seeing what he said occurred, and interviewing all  
17 the witnesses and seeing what they said occurred.

18 BY MR. STARR:

19 Q. Did the fact that Terry Rogers had just been  
20 arrested for attempted arson when you interviewed him  
21 impact his credibility at all?

22 A. Regarding this case? No.

23 Q. Okay. You went on to testify during the last  
24 deposition that because of the questions about Rogers'  
25 credibility, you had to verify what he was saying with

1 other witnesses; is that correct?

2 A. Well, in -- in any case, we'd want to verify  
3 somebody -- one witness' account compared to other  
4 witnesses.

5 Q. You wouldn't have had much of a case if you  
6 only had the word of a convicted felon, like Terry  
7 Rogers, who had waited 12 years to give you James  
8 Fletcher's name, correct?

9 MR. MACHALIK: Objection. Form. You can  
10 answer.

11 A. Well, in -- in any case, if you only have one  
12 witness, it -- it's -- it's not as strong a case.

13 BY MR. STARR:

14 Q. Would you have had probable cause to arrest  
15 James Fletcher for the homicide of Willie Sorrell if the  
16 only piece of evidence you had was Terry Rogers after  
17 12 years telling you that James Fletcher was one of the  
18 offenders?

19 A. Well, that would've been the State's  
20 Attorney's decision. They're the ones who charge  
21 someone with murder. So we would've presented it to the  
22 State's Attorney, and they would've made the decision  
23 of, yes, to charge him or, no, not to charge him.

24 Q. Well, do you go to the State's Attorney and  
25 ask whether or not you can arrest every single person

1 that you arrest as a Chicago Police detective?

2 MR. MACHALIK: Objection. Form. Misstates  
3 his testimony. You can answer.

4 A. Well, we -- we arrest people and bring them  
5 in. Before we can charge them with felonies, we have to  
6 present the case to the State's Attorney.

7 BY MR. STARR:

8 Q. And would you have arrested James Fletcher for  
9 the Willie Sorrell homicide if the only piece of  
10 evidence you had was Terry Rogers after 12 years telling  
11 you that James Fletcher was involved?

12 MR. MACHALIK: Objection. Form. Incomplete  
13 hypothetical. You can answer.

14 A. That probably would've been enough probable  
15 cause. We certainly had more than that when we  
16 eventually did charge him, but that probably would've  
17 been enough probable cause to bring him in.

18 BY MR. STARR:

19 Q. And when you allegedly got Edward Cooper to  
20 tentatively identify James Fletcher in a photo array,  
21 that made it more likely that you could close the Willie  
22 Sorrell homicide, correct?

23 MR. MACHALIK: Objection. Form. You can  
24 answer.

25 A. More likely -- I don't -- I don't really

1 understand the question.

2 BY MR. STARR:

3 Q. Well, it gave you more evidence --

4 A. I continued the investigation.

5 Q. Right. When you got -- when you allegedly got  
6 Edward Cooper to tentatively identify James Fletcher in  
7 a photo array, that gave you additional evidence to  
8 close the cold case, correct?

9 MR. MACHALIK: Objection. Form. You can  
10 answer.

11 A. No. Then the next step was to -- to find the  
12 other witnesses and see what they say.

13 BY MR. STARR:

14 Q. When you allegedly got Sheree Friend to  
15 identify James Fletcher in a photo array, that made it  
16 much more likely that you could close the Willie Sorrell  
17 cold case, correct?

18 MR. MACHALIK: Objection. Form, foundation.  
19 You can answer.

20 A. Well, again, it was another factor in the case  
21 that we present to the State's Attorney. We had the  
22 State's Attorney talk to Sheree Friend and take a  
23 handwritten statement from her regarding that  
24 identification.

25 MR. STARR: Can we go off the record? We lost

1 his video. I'm sorry. I didn't mean to interrupt  
2 you, sir.

3 A. I said just a statement that was signed by  
4 Sheree Friend.

5 MR. STARR: Can we go off the record? We lost  
6 his video.

7 (OFF THE RECORD)

8 THE REPORTER: We're back on record.

9 BY MR. STARR:

10 Q. Sir, when you allegedly got Mr. Cooper and Ms.  
11 Friend to identify James Fletcher in a live lineup, that  
12 made it more likely that you could close the Willie  
13 Sorrell cold case homicide, correct?

14 MR. MACHALIK: Objection. Form. You can  
15 answer.

16 A. Well, we don't clear the case until the  
17 person's charged with murder, until a State's Attorney  
18 says, "Yes, charge him with murder". And then he's  
19 arrested and sent to court. Then we clear the case.

20 BY MR. STARR:

21 Q. And their alleged identification in the live  
22 lineup made it more likely that you would get to a point  
23 where you could clear the case, correct?

24 A. Well, again, we present the State's Attorney,  
25 they make their decision.

1 Q. You have no independent recollection of any  
2 interviews with either Mr. Cooper, Mr. Rogers, or  
3 Ms. Friend, correct?

4 A. No, I don't.

5 Q. So you don't recall any of them actually  
6 identifying James Fletcher, you just know that they did  
7 from your reports, correct?

8 A. Well, I know they did from the reports from  
9 the, well, the handwritten statement from Jennifer --  
10 from Sheree friend that she gave to Jennifer Walker and  
11 signed that. I -- I know that they testified in the  
12 trial and convicted him of murder.

13 Q. Okay. Do you recall last time we met, we  
14 ended looking at -- give me one second to pull it up  
15 here -- a type written GPR that you created. Do you  
16 remember looking at that exhibit? I think it was  
17 Exhibit number 5.

18 A. I believe so.

19 Q. Okay. I'm going to share my screen with you  
20 again with Exhibit 5. We can take a quick -- just  
21 quick, it says, "Exhibit 4" on here, but I believe I  
22 entered it as Exhibit 5. Do you recall this document,  
23 sir?

24 A. Yes.

25 Q. And you reviewed this before your deposition



1 last time, correct?

2 A. Yes.

3 Q. When did you and Detective Bogucki compose  
4 this document?

5 A. Well, the date of this report indicates on  
6 there, 19 March, '95.

7 Q. Okay. So do you believe that's the date that  
8 you and Detective Bogucki composed this document?

9 A. I believe so.

10 Q. Okay. Is it possible that you wrote this  
11 document on some other date?

12 A. Not likely. I don't know what reason there  
13 would be.

14 Q. Okay. It's not likely, but is it -- is it  
15 possible?

16 A. No. I mean, if the -- the report says, "Date  
17 of this report, 19 March, '95," that's the date of the  
18 report.

19 Q. But you had no independent recollection of  
20 creating this document, correct?

21 A. Correct.

22 Q. Is it possible that you composed this document  
23 in 1999?

24 A. No.

25 Q. Is it possible you composed this document in

1 2002?

2 A. No.

3 Q. Did you and Detective Bogucki have any  
4 specific conversations prior to your first deposition  
5 where you discussed whether or not you were allowed to  
6 type GPRs for a short period of time in 1995?

7 A. I don't know if we had a conversation with  
8 each other about it. I -- I mean, I -- I know we were  
9 allowed to do that.

10 Q. Right. You testified to that last time,  
11 correct?

12 A. Yes.

13 Q. And you testified about how you were allowed  
14 to type GPRs during this time period. I think without  
15 even there being a question posed about whether or not  
16 you were allowed to type GPRs in 1995. Do you recall  
17 what time period it was that you were "allowed" to type  
18 GPRs?

19 A. No, I don't.

20 Q. Detective Bogucki testified to the exact same  
21 thing that there was a time period where detectives were  
22 allowed to type GPRs. Do you find that curious at all?

23 MR. MACHALIK: Objection. Form. You can  
24 answer.

25 A. No.

1 BY MR. STARR:

2 Q. You have an independent recollection about  
3 there being a small time period in which you were  
4 "allowed" to type GPRs, correct?

5 MR. MACHALIK: Objection. Form. You can  
6 answer.

7 A. I just recall that. I don't remember  
8 specifically when it was. It obviously it has to be a  
9 very short report like this.

10 BY MR. STARR:

11 Q. And it would have to have been during the  
12 March of 1995 period, correct?

13 A. Yes.

14 Q. Otherwise, you would've hand wrote this?

15 A. Otherwise, it could be included in a  
16 supplemental report to the homicide.

17 Q. Right. But if you were going to submit it as  
18 a GPR, if it wasn't during that period of time where you  
19 were allowed to type GPRs, it would've been a  
20 handwritten GPR, correct?

21 A. Well, handwritten GPRs are just notes. The --  
22 an actual report will be submitted on a supplemental  
23 report.

24 Q. Okay. But when you created GPRs for any other  
25 period, except for this time period where you were

1 allowed to type them, they would've been handwritten,  
2 correct?

3 A. Yes, handwritten notes.

4 MR. STARR: Okay. All right. Let's take a  
5 look at another exhibit. I'll mark this as  
6 Exhibit 6. And for the record, this is the CCSAO  
7 Conflicts 1761 through 1767.

8 (EXHIBIT 6 MARKED FOR IDENTIFICATION).

9 BY MR. STARR:

10 Q. Sir. Do you see the document on your screen?

11 A. Yes.

12 Q. Okay. I'm going to just scroll through it.  
13 You see that Bates stamp at the bottom, it says 1761  
14 right here.

15 A. 1761. I don't see 1761.

16 Q. Right in the bottom right-hand side above the  
17 date. Do you see the date?

18 A. Oh, yeah. I see -- I see that. Yes.

19 Q. Well, I guess while we're looking at it, do  
20 you -- what date is in the corner right-hand pocket or  
21 corner right-hand of this document?

22 A. 2-12-02.

23 Q. Okay. Does that tell you that this document  
24 was printed on 2-12-02?

25 A. Yes.

1 Q. Okay. And I'm just going to scroll through  
2 this, so you get a chance to see this. You see this  
3 first photograph is a photograph of someone by the name  
4 of Arnold Dixon (phonetic), correct?

5 A. Arnold Dixon, also known as James Fletcher.

6 Q. Okay. So do you recognize this individual in  
7 this document that's on the screen, which is 1761? Do  
8 you recognize that individual as James Fletcher?

9 A. I don't recall that. I know that James  
10 Fletcher was in prison under the name of Arnold Dixon.

11 Q. Okay. So you have a -- you have an  
12 independent recollection that he was in prison under the  
13 name of Arnold Dixon, correct?

14 A. Well, from the reports, I -- I remember that.

15 Q. Okay. So then I'm just going to scroll  
16 through. Let me know if you want me to stop. I'm just  
17 showing you these seven different photographs. They're  
18 all people with the last name Dixon, correct?

19 A. Yes.

20 Q. Okay. And did you have a chance to briefly  
21 see all these photographs?

22 A. Yes.

23 Q. Okay. And have you seen these documents  
24 before, these photographs?

25 A. I believe this is a photo array that we showed

1 witnesses back in '02.

2 Q. Did you review this photo array in preparation  
3 for today's deposition at any point?

4 A. No.

5 Q. And so you believe that this photo or these  
6 photos are the photo array that you showed witnesses in  
7 the Willie Sorrell homicide in 2002, correct?

8 A. Well, that's the report indicates that I -- I  
9 brought up photos of Dixons -- IDOC photos of Dixons,  
10 including Arnold Dixon, James Fletcher, and put that in  
11 the photo, and they were subsequently inventoried.

12 Q. How did you learn that James Fletcher used an  
13 alias of Arnold Dixon?

14 A. I don't recall if -- it came up running James  
15 Fletcher's name or I'm -- I'm -- I don't recall exactly  
16 how.

17 Q. What did you do to determine whether or not  
18 any of the witnesses to the Willie Sorrell homicide knew  
19 that James Fletcher had used the alias Arnold Dixon  
20 prior to showing them these photos?

21 A. I don't recall doing anything about that.

22 Q. Did any of the witnesses ask you why you were  
23 showing them photographs with the names of the suspects  
24 in the fillers on them?

25 A. No, I don't recall that.

1 Q. Did any of the witnesses ask you why you were  
2 showing them photographs of the suspect and the  
3 witnesses with all this personal characteristic  
4 information, including the birth, the weight, the hair,  
5 the sex, the height, the race, and the eye color?

6 MR. MACHALIK: Objection. Form. You can  
7 answer.

8 A. I don't recall anybody saying that. Of  
9 course, they're -- they're looking at a photograph.  
10 They're not looking at the rest of it of whatever's on  
11 there.

12 BY MR. STARR:

13 Q. Well, I believe your prior testimony and your  
14 co-defendant, Defendant Bogucki, have testified that  
15 these are the photographs in the form they were shown to  
16 witnesses; is that not correct?

17 A. I believe it is.

18 Q. Okay. So you would've shown this photograph  
19 and the other six photographs to the witnesses with all  
20 the IDOC information that's currently present on those  
21 on these documents, correct?

22 A. Again, I don't recall the photo array, but if  
23 -- if that's how they were inventoried, then that's what  
24 we showed.

25 Q. Right. So you didn't do anything to redact

1 any of the names or personal characteristics on these  
2 documents, correct?

3 A. Not that I remember. No.

4 Q. You didn't do anything to redact the fact that  
5 these were people that were inmates in the IEOC,  
6 correct?

7 A. No, I didn't.

8 Q. Did you ask any of the witnesses if they knew  
9 anyone by the name of Dixon?

10 A. I don't recall asking anybody that.

11 Q. Did you ask any of the witnesses if they knew  
12 anyone with the name of Arnold Dixon?

13 A. I don't recall that, no.

14 Q. How many other times besides this case have  
15 you shown a witness a photo of a suspect with their name  
16 listed on it?

17 A. How many times? I don't know. There -- it's  
18 very possible there were other times. And in fact, the  
19 real name isn't on there. James Fletcher isn't on  
20 there.

21 Q. Okay. Have you ever shown a witness, other  
22 than in the Willie Sorrell homicide, a photograph in a  
23 photo array with a name listed on it?

24 A. That's possible. I don't recall when -- when,  
25 though.



1           Q.    Can -- you can't tell me a single case where  
2 you did that; is that correct, sir?

3           MR. MACHALIK:  Objection.  Asked and answered.

4           A.    I don't recall specific cases, but I -- would  
5 imagine there were.

6 BY MR. STARR:

7           Q.    Would you agree with me that it was highly  
8 unusual to show witnesses a photo array that contain the  
9 names of the witnesses or of the suspects and the  
10 fillers?

11          A.    Well, most of our photo arrays don't have  
12 names on them.  Most of the photos, they -- they have an  
13 IR number, but they don't have the names, which is  
14 generally the photos we use for photo arrays.

15          Q.    So would you agree with me that it was highly  
16 unusual to show these witnesses a photo array with the  
17 names listed on the photos?

18          MR. MACHALIK:  Objection.  Form.  You can  
19 answer.

20          A.    I don't know when I've done it before, but I  
21 -- I would guess I have, but it's generally, there's no  
22 name on it.

23 BY MR. STARR:

24          Q.    So it's pretty unusual, correct?

25          MR. MACHALIK:  Objection.  Asked and answered.

1 A. Somewhat.

2 BY MR. STARR:

3 Q. Did you ever consider covering up the names of  
4 the individuals on these photos?

5 A. No. Because James Fletcher's name wasn't on  
6 there.

7 Q. You did -- you previously testified that you  
8 printed these photos off of the IDOC website; is that  
9 correct?

10 A. I believe so.

11 Q. Okay. Do you know when you did that?

12 A. Well, 2-12-02 is what it says on that -- this  
13 photo.

14 Q. Okay. Other than Edward Cooper and Sheree  
15 Friend, did you show these photos to anybody else?

16 A. Well, to Terry Rogers, of course.

17 Q. You showed these photos to Terry Rogers?

18 A. Yes.

19 Q. Okay. Other than Terry Rogers, Sheree Friend,  
20 and Edward Cooper, did you show these photos to anyone  
21 else?

22 A. No. I don't think I did. No, I didn't.

23 Q. And you showed this photo to Terry Rogers on  
24 February 12, 2002; is that correct?

25 A. I believe so.

1 Q. And you interviewed Mr. Rogers on that same  
2 occasion; is that correct?

3 A. Yes.

4 Q. This was in the first time -- strike that. Was  
5 this the first time the Chicago Police had interviewed  
6 Terry Rogers?

7 A. No, he was interviewed back in 1990 when the  
8 -- when the homicide happened.

9 Q. Had you prior -- previously interviewed Terry  
10 Rogers before this time?

11 A. No.

12 Q. What did you do to confirm that Terry Rogers  
13 did not know that Fletcher's name was Arnold Dixon?

14 A. Well, the only name he gave me was James  
15 Fletcher -- Jimmy Fletcher.

16 Q. Did you ask him if he knew that James Fletcher  
17 used any aliases?

18 A. I don't recall asking him that.

19 Q. Why didn't you use the Chicago Police  
20 Department IR photos instead of these photos?

21 A. I think this was just a -- he told us he was  
22 in prison with -- had been in prison with -- with  
23 Fletcher. I think it was what we found searching for  
24 -- for him. And that's what he brought up.

25 Q. So Terry Rogers told you that he knew that

1 James Fletcher was in prison, correct?

2 A. Well, he --

3 MR. MACHALIK: Form, misstates his testimony.

4 You can answer.

5 A. He told us that he had previously been in  
6 prison with Fletcher. I don't know if he told us he was  
7 in prison now.

8 BY MR. STARR:

9 Q. Did you do anything to determine whether or  
10 not the previous time that Terry Rogers was in prison  
11 with James Fletcher, whether or not James Fletcher was  
12 in prison under the name Arnold Dixon?

13 A. I don't recall that.

14 Q. Okay. And when you were interviewing Terry  
15 Rogers, he was under arrest at this point for a -- for  
16 attempted arson, correct?

17 A. I know he was under arrest. If -- if -- I  
18 don't recall what the charge was.

19 Q. Do you -- if I represent to you that he was --  
20 he was arrested with paper towels and lighter fluid and  
21 he was arrested for attempted arson, would you have any  
22 reason to dispute that?

23 A. Like I -- again, I said I -- I know he was  
24 arrested for something. I don't recall specifically  
25 what he was in custody for.

1 Q. So he was under arrest at the point in which  
2 you showed him this photo array, correct?

3 A. Yes.

4 Q. Were any promises made to Terry Rogers by  
5 either you or Detective Bogucki?

6 A. No.

7 Q. Were you aware of any promises that were made  
8 to Terry Rogers by anyone from the State's Attorney's  
9 Office?

10 A. No.

11 Q. I'm going to show you another document, sir.  
12 And this, for the record, is City JF 192 through 197.  
13 All right, sir. These are just a series of, I believe,  
14 all color photographs. I'm going to scroll through  
15 them. Please let me know if you want me to stop, if you  
16 want to look at one with any more particularity, okay?  
17 See the Bates at the bottom, the first one is City JF  
18 192?

19 A. Yes.

20 Q. All right. The Bates at the bottom of the  
21 last document is 198. Do you see that, sir?

22 A. Yes.

23 Q. Did you have a chance to look at these photos?

24 A. Briefly, yes.

25 Q. Okay. Do you recognize any of the men in

1 these photos?

2 A. No, I don't.

3 Q. Do you recognize this person in the first  
4 photo?

5 A. I don't.

6 Q. If I told you this was Terry Rogers, would  
7 that refresh your recollection at all?

8 A. I -- again, I don't recall what Terry Rogers  
9 looked like, so I don't know.

10 Q. Okay. What about the photograph found on the  
11 bottom of City JF 193; do you see this individual?

12 A. I do.

13 Q. She's got, like, a NFL coat on there. You see  
14 in the side view; you can see that this coat says NFL?

15 A. Yes.

16 Q. Do you recognize this individual?

17 A. No, I don't.

18 Q. Right. So if this is Fletcher Clinton, would  
19 that refresh your recollection at all?

20 A. No.

21 Q. Okay. Were any of these photos shown to Terry  
22 Rogers?

23 A. Not that I know of. I believe the only photos  
24 shown to him were the IDOC photos.

25 Q. Were any of these photos shown to Emmet Wade?

1 A. No.

2 Q. Were any of these photos shown to Edward  
3 Cooper?

4 A. No.

5 Q. Were any of these photos showed to Sheree  
6 Friend?

7 A. No. Now, if -- if some of these photos were  
8 shown to Edward Cooper along with Fletcher Clinton, that  
9 -- that's a possibility. I don't know if that's the  
10 case.

11 Q. Does looking at -- do any of these photos  
12 refresh your recollection at all, sir?

13 THE REPORTER: I'm sorry to interrupt. Would  
14 you like to mark that as Exhibit 6?

15 MR. STARR: Yeah, I thought it was 7.

16 THE REPORTER: I believe we're on 6. The last  
17 one, 5, being CCSAO, the screen grab of mugshots.

18 MR. STARR: Okay. We'll figure that out after  
19 the dep. I think I thought that I marked five  
20 exhibits last time, which would've brought us to  
21 Number 7 in the last one. But you're probably more  
22 correct than I am. So why don't we just keep going?

23 THE REPORTER: Okay.

24 MR. STARR: But I do want to mark it as an  
25 exhibit, okay? Excellent. Thanks.

(EXHIBIT 7 MARKED FOR IDENTIFICATION)

BY MR. STARR:

Q. I'm going to show you another exhibit here, sir, which -- I have as marked as Exhibit number 8, but we'll figure it out.

(EXHIBIT 8 MARKED FOR IDENTIFICATION)

THE REPORTER: We can go ahead with your count.

MR. STARR: Yeah, okay.

MR. MACHALIK: And for what it's worth, Sean, I'm tracking with your numbering.

MR. STARR: Okay. Thanks, Paul.

BY MR. STARR:

Q. All right. I'm going to show you what I'm -- oh, this is the wrong one. I'm sorry. All right. This is what I'm marking as Exhibit number 8. And for the record, it's City JF 18. All right. Sir, you see this document on your screen?

A. Yes.

Q. Okay. It's a one-page document. Do you see that?

A. Yes.

Q. Okay. Have you seen this document before?

A. I -- I believe I have this -- a copy of this, included with the reports that I was given.



1 Q. And did you review it for -- in preparation  
2 for today's deposition?

3 A. No, I didn't.

4 Q. For the record, can you tell me what this  
5 document is?

6 A. It's an arrest report of Terry Rogers.

7 Q. And do you see your name anywhere on this  
8 arrest report, sir?

9 A. My name?

10 Q. Yeah.

11 A. No.

12 Q. Do you have an independent recollection of  
13 seeing this document during the Willie Sorrell homicide  
14 investigation?

15 A. No.

16 Q. Do you know if you ever saw this document?

17 A. I don't recall.

18 Q. All right. Can you tell me based on your  
19 experience as a Chicago police detective, what date and  
20 time Mr. Rogers was arrested on, according to this  
21 report?

22 A. Let's see.

23 Q. I can zoom in a little bit for you too, if  
24 that makes it easier.

25 A. Okay. Yeah, date of arrest, 11 February '02

1 at 2330 hours.

2 Q. And 2330 hours, is that 11:30 p.m. in --

3 A. Yes.

4 Q. -- laymen's parlance? Okay.

5 A. Yes.

6 Q. When were you first notified by an  
7 investigative alert or a stop order that Terry Rogers  
8 had been arrested?

9 A. Probably the next day. I'm not sure. It  
10 could take some time for the paperwork to go through and  
11 then for them to realize that there's a stop order on  
12 Terry Rogers.

13 Q. In your experience, how much time did that  
14 usually take?

15 A. It can take hours. It can take a day.

16 Q. Do you know who notified you that there was a  
17 stop order in on Terry Rogers?

18 A. No, I don't.

19 Q. What did you do in response to finding out  
20 that Terry Rogers had been arrested?

21 A. I believe we had taken custody of him from the  
22 15th District lockup and brought him to (Inaudible).

23 Q. Okay. And that was my next question. Was it  
24 -- what district was he arrested in? You believe was  
25 the 15th?

1 A. Yes.

2 Q. Does this -- does this document tell you that?

3 A. Beat of arrest is 15-22, yes.

4 Q. Okay. What is this information here at the  
5 top of the document that's not handwritten, that's  
6 typed? What does this information tell you? I want to  
7 zoom in a little bit for you. Do you see that  
8 information at the top? It's computers -- computer  
9 script.

10 A. There's a date of 12 February '02 at 00:52  
11 from 15th District. There's phone number. It's  
12 probably police phone number, 312-746 number. I don't  
13 know what -- what's that -- that is to.

14 Q. Does this information tell you when Terry  
15 Rogers was transported from the 15th District to  
16 Area 5?

17 A. No.

18 Q. Do you know when Terry Rogers was transported  
19 to Area 5?

20 A. No. There -- there -- he had to be signed out  
21 of the 15th District lockup. So there should be a -- a  
22 report about that. There -- it may be on the -- the  
23 back of the arrest report.

24 Q. Do you see the handwritten thing on the  
25 righthand side of the top here that says, "Leads"?

1 A. Uh-huh. Yes.

2 Q. Does -- what does that indicate to you, sir?

3 A. Leads is a -- was a computer program. I don't  
4 know if that's where they discovered we had the stop  
5 order on Leads or -- or I would assume the lockup wrote  
6 that on there.

7 Q. Does that possibly indicate to you that Leads  
8 had tripped the stop order at that point in time?

9 A. It's possible.

10 Q. Okay. So it's possible that the stop order  
11 had been notified as of 12:52 on February 12th of --

12 A. Well, that date and time --

13 Q. Correct?

14 A. That date and time might have nothing to do  
15 with the fact that Leads was written on there.

16 Q. But it -- but it could indicate that this is  
17 the time in which the notification went out that there  
18 was a stop order on this individual, correct?

19 A. No, I wouldn't think so.

20 Q. Why not?

21 A. It -- it's -- it looks like computer-generated  
22 time. I don't -- I don't think that that has anything  
23 to do with it.

24 Q. You see the -- underneath the computer-  
25 generated information that you were just talking about,

1 do you see the handwritten note that says -- does it say  
2 "sister" and then a phone number?

3 A. Yes.

4 Q. And then a name and the last name, it appears  
5 to be Rogers?

6 A. Yes.

7 Q. Do you have any recollection of ever  
8 contacting Terry Rogers' sister?

9 A. I don't. That's my handwriting, but I don't  
10 know when I wrote that or -- or -- no, I don't remember  
11 contacting his sister.

12 Q. Well, that was my next question. Who's -- if  
13 you know whose handwriting that is. So that's your  
14 handwriting, sir?

15 A. Yes.

16 Q. All right. So you wrote the sister's name and  
17 phone number on this document at some point in time.

18 A. At some point, probably on a -- a Xerox copy  
19 of the arrest report.

20 Q. All right. How long after Terry Rogers was  
21 arrested did you have -- first have contact with him?

22 A. I don't recall a specific time period. I  
23 believe it was the next day.

24 Q. Okay. And we're going to look at this report  
25 in a minute, but I don't have it up. But according to

1 your sub-report, it states that it was 7:30 p.m. on  
2 February 12th, 20 -- 2002. Does that sound correct?

3 A. If that's what report says, yes.

4 Q. And that's City JF 144 for the record. Can  
5 you explain to me what happened when Terry Rogers was  
6 transparent -- transported Area 5?

7 A. Well, he would've been brought up, placed in  
8 an interview room. Myself and Detective Bogucki  
9 would've introduced ourselves and told him what we  
10 wanted to talk to him about, the -- homicide from Deck  
11 in 1990. And we'd like to hear from him what happened.

12 Q. And what do you recall -- do you have any  
13 recollection at all what he told you?

14 A. Again, I'm going by the report. No, I don't  
15 recall the interview.

16 Q. Okay. So based on the reports, what is it  
17 Terry Rogers tells you?

18 A. Well, I -- I'd have to see the report to give  
19 you a word for word, but basically he was out there on -  
20 - on the street corner nearby selling dope, that Jimmy  
21 Fletcher came up to him and asked him if he had any dope  
22 to buy. And then sometime later, he sees Fletcher and  
23 another -- another offender robbing a blood -- bread  
24 truck driver, and then fleeing from the bread truck  
25 drive -- driver with the bread truck driver in pursuit

1 and gunshots were exchanged.

2 Q. Did you ask him if he actually heard anyone  
3 yell the name Fletcher or not?

4 A. I asked him -- well, the report indicates that  
5 we asked him what -- why his account back in '90 --  
6 1990, is different to what he's saying now.

7 Q. Yeah, that's not my question, though. Did you  
8 ask him whether or not he actually heard anyone yell the  
9 name Fletcher?

10 A. Well, again, the report indicates he doesn't  
11 remember what he said back then, so it'd be very  
12 possible I asked him whether he heard somebody yell it  
13 and why he said that back then.

14 Q. Did you find it at all surprising that, after  
15 12 years, Terry Rogers was now telling you that he in  
16 fact knew who the -- who one of the suspects was?

17 A. No, it -- it's the -- some people don't want  
18 to say everything at first. I don't -- why he didn't  
19 say it all back then, I don't know.

20 Q. Do you think that the fact that he was under  
21 arrest for arson had any -- played any role in him  
22 telling you that he thought that James Fletcher was one  
23 of the suspects?

24 MR. MACHALIK: Objection. Form. Misstates  
25 the evidence. You can answer.

A. No, he never indicated anything like that.

BY MR. STARR:

Q. Did you do anything to find out -- to corroborate Rogers' statement that James Fletcher was buying drugs or wanted to buy drugs?

A. No.

Q. Do you know if James Fletcher was a drugs -- drug user?

A. No, I don't.

Q. Did you do anything to investigate whether or not James Fletcher was a drug user?

A. No, I didn't.

Q. What did you do to verify -- strike that. How long did it take you and Detective Bogucki to get Terry Rogers to tell you that James Fletcher was one of the shooters?

MR. MACHALIK: Objection to form.

A. I think he gave us the story right away. The report doesn't indicate there's any time period there.

BY MR. STARR:

Q. And if it -- if it had taken a longer time period, that would've been documented, correct?

A. If there had to been -- if there had to be multiple conversations with him before he told us that, it would've been documented. Yes.



1 Q. What did you do from an investigative  
2 standpoint after Rogers told you the name Jimmy Fletcher  
3 or James Fletcher?

4 A. Well, it -- obviously, we were able to bring  
5 up the IDOC photograph.

6 Q. That was the next -- I interrupted. I  
7 apologize. Go ahead.

8 A. The -- the -- and so we could identify the  
9 James Fletcher he's talking about and put the photo  
10 array together and show him the photo array.

11 Q. So the next investigative step after Terry  
12 Rogers gives you the name James Fletcher is to pull up  
13 the IDOC photograph of Arnold Dixon, correct?

14 A. I believe so.

15 Q. How did you know that the guy in prison named  
16 Arnold Dixon was the James Fletcher that Terry Rogers  
17 was identifying?

18 A. Well, he -- he had -- he picked him out of the  
19 photo array.

20 Q. Right. But how'd you know to pull up that  
21 particular photo of that particular Arnold Dixon?

22 A. I don't recall how we got the alias Arnold  
23 Dixon from James Fletcher, but obviously we did.

24 Q. Did you investigate any other James Fletchers  
25 besides the James Fletcher who's the plaintiff in this

1 case?

2 A. I don't recall knowing of any other James  
3 Fletcher.

4 Q. Did you pull any other IR histories of any  
5 other James Fletchers besides the James Fletcher who's  
6 the plaintiff in this case?

7 A. Again, I don't recall knowing of any other  
8 James Fletcher.

9 Q. Did you request any other Chicago Police  
10 Department photographs of a James Fletcher besides a  
11 James Fletcher that's a plaintiff in this case?

12 A. Well, if -- if I didn't know of any other  
13 James Fletchers, I couldn't ask for photos.

14 Q. But how did you know of this James Fletcher,  
15 sir?

16 A. Because we were -- somehow were able to -- to  
17 connect name Arnold Dixon to James Fletcher and find him  
18 in prison as Arnold Dixon.

19 Q. Did you do anything to document how you were  
20 able to determine that the James Fletcher that Terry  
21 Rogers was telling you is one of the suspects was the  
22 same James Fletcher who used the alias Arnold Dixon in  
23 IDOC?

24 A. Well, obviously he identified the photo as the  
25 offender, as -- as the James Fletcher he knows --

1 Q. That's not my question, sir.

2 A. He's known -- knows from prison and he's known  
3 from the neighborhood.

4 Q. That's not my question. My question is: Did  
5 you do anything to document how you were able to  
6 determine that the name James Fletcher, that Terry  
7 Rogers was giving you was the same person who was using  
8 the name Arnold Dixon in IDOC?

9 A. Well, we -- we obviously put Arnold Dixon's  
10 photograph in a -- in a photo array.

11 Q. That's not -- that's, again, not the question  
12 I'm asking. Before you put the photo array in front of  
13 Mr. Rogers, did you do anything to document how it is  
14 you went from James Fletcher, the name that Terry Rogers  
15 was giving you, to the individual in prison at IDOC  
16 named Arnold Dixon?

17 A. I believe the report indicates that we were  
18 able to determine that James Fletcher was under the name  
19 of Arnold Dixon incarcerated and in -- in prison. And  
20 that's why we brought up the photos.

21 Q. And how were you able to determine that, sir?

22 A. I don't recall right now.

23 Q. And how were you able to determine at the  
24 James Fletcher that you pulled the criminal IR history  
25 for was the right James Fletcher?

1 A. Well, obviously we put the -- got the photos  
2 from IDOC and put them in a photo array and showed the  
3 James Fletcher who identified it.

4 Q. Okay. So it was a lucky guess, right?

5 MR. MACHALIK: Objection. Form, misstates his  
6 testimony. You can answer.

7 A. No. I mean, we looked at James Fletcher and  
8 then discovered he was Arnold Dixon. His alias is  
9 Arnold Dixon and he's in prison.

10 BY MR. STARR:

11 Q. Were there any other James Fetters that were  
12 ever arrested by the Chicago Police Department before  
13 February of 2002 besides my client?

14 MR. MACHALIK: Objection. Form, foundation.  
15 You can answer.

16 A. I don't have any information about that.

17 BY MR. STARR:

18 Q. Okay. So after Terry Rogers gives you the  
19 names James Fletcher, you pull an IR history for James  
20 Fletcher, correct?

21 A. No, we searched the IDOC because he told him -  
22 - told us he'd been in prison with him.

23 Q. Okay. Did you ever pull an IR history for  
24 James Fletcher?

25 A. Sure, at some point.

1 Q. So it's your testimony that you searched  
2 IDOC's photographs for James Fletcher before you pulled  
3 the IR history, correct?

4 A. I don't recall which we did first --

5 MR. MACHALIK: Objection. Form. You can  
6 answer.

7 A. I don't recall which we did first.

8 BY MR. STARR:

9 Q. Okay. But somehow you went from the -- just  
10 having the name James Fletcher to having IDOC  
11 photographs of Arnold Dixon, correct?

12 A. Somehow we connected the -- the name of James  
13 Fletcher having an alias of Arnold Dixon.

14 Q. And I'm asking if you can tell me how you  
15 connected that was dots?

16 MR. MACHALIK: Objection, asked and answered.

17 A. I can't, no.

18 BY MR. STARR:

19 Q. Okay. Let's take a look at another exhibit.

20 MR. STARR: I'm going to mark this as  
21 Exhibit 9. This is the CJF 45-44.

22 (EXHIBIT 9 MARKED FOR IDENTIFICATION)

23 BY MR. STARR:

24 Q. Do you see this document on the screen, sir?

25 A. Yes.

1 Q. And this is a one-page document. Do you see  
2 the Bates stamp at the bottom, 45-44?

3 A. Yes.

4 Q. Okay. And what is this document, sir?

5 A. Appears to be the criminal history of a James  
6 Fletcher.

7 Q. Have you reviewed this document in preparation  
8 for today's deposition?

9 A. No.

10 Q. Do you know if you've ever seen this document  
11 before today?

12 A. I probably have. If it -- if it was in the  
13 file, I certainly would've.

14 Q. Do you have any independent recollection of  
15 seeing this document report before today?

16 A. No, I don't

17 Q. See the handwriting at the top of the document  
18 there, sir?

19 A. Yes.

20 Q. Is that your handwriting?

21 A. Appears to be.

22 Q. And it -- the case number, do you see that?

23 A. Yes.

24 Q. Can you read that into the record, so we have  
25 a -- so I have a clear understanding of what that says.

A. Case number looks like 0247064601.

Q. Okay. So 0247064601; is that correct?

A. That's what it looks like.

Q. All right. And this is the IR history of James Fletcher, correct?

A. Of a James Fletcher.

Q. Of a James Fletcher, right. And you can see that this document contains the name Arnold Dixon?

A. Yes.

Q. Is that where you got the name Arnold Dixon from?

A. Possible.

Q. Okay. Let's take a look. What date does it say this was requested on?

A. February 12, 2002.

Q. All right. And I'm just going to rotate this document twice, so it's upside down because there's something printed under the bottom here. I want you to see. Again, this is a computer-generated script. You see this doc -- this information that's on here that's --

A. Yes.

Q. -- generated? Okay. And what is the date and the time on this?

A. February 12th, '02, 20:49.

1 Q. And what -- in layman terms, what time is  
2 20:49?

3 A. 8:49 p.m.

4 Q. So on 8:49 p.m. February 12, 2002, you pulled  
5 James Fletcher's IR history, correct?

6 MR. MACHALIK: Objection. Form, foundation,  
7 misstates this testimony. You can answer.

8 A. No, I don't know when I pulled this or what --  
9 or whoever pulled this up.

10 BY MR. STARR:

11 Q. Well, somebody from the Chicago Police  
12 Department pulled up this IR history on  
13 February 12, 2002, at 8:49, correct?

14 MR. MACHALIK: Objection to form.

15 MR. STEFANICH: Object to the form of the  
16 question, foundation.

17 MR. MACHALIK: Same objection.

18 A. That's what's printed on there. I don't know  
19 why.

20 BY MR. STARR:

21 Q. Well, you don't know why? Isn't that in --  
22 when this document was generated?

23 A. I don't know.

24 Q. What is -- do you see how it says, "From 435  
25 window"? Do you see that?



1 A. Yes.

2 Q. That tell you anything, sir?

3 A. No, I don't know what that is.

4 Q. What about the phone number there? Does the  
5 phone number tell you anything?

6 A. No, it's a -- it's probably a police phone  
7 number. The 312-746, sir. But I don't know what that  
8 number is. I don't know what that is, no.

9 Q. Any of the other information that's computer  
10 generated that follows after the phone number? That  
11 tell you anything?

12 A. No.

13 Q. All right. So basing on your review of this  
14 document, does that tell you that at 8:49 p.m., you  
15 believe that James Fletcher, whose I history is  
16 represented by document -- Exhibit number 9, Bates stamp  
17 CJF 45-44 was the James Fletcher that Terry Rogers was  
18 telling you about?

19 MR. MACHALIK: Objection. Form, misstates his  
20 testimony. You can answer.

21 A. No, it doesn't indicate that.

22 BY MR. STARR:

23 Q. Would you have pulled any other -- strike  
24 that. Did you pull any other IR histories for any other  
25 James Fletchers other than the plaintiff?

1 A. Not that I recall, but --

2 Q. If you had, would you have been sure to  
3 include those documents in the investigative file?

4 A. Yes.

5 Q. And you would've done that as a matter of  
6 practice, correct?

7 A. Yes.

8 Q. And you would've done that because the Chicago  
9 Police Department policies required you to -- any  
10 investigative material that you generated to include in  
11 the investigative file, correct?

12 A. Yes.

13 MR. MACHALIK: Object to foundation. You  
14 can --

15 BY MR. STARR:

16 Q. And you did a good -- you did a good job to  
17 make sure that you included all documents that you  
18 generated in an investigation in the investigative file,  
19 correct?

20 MR. MACHALIK: Objection. Form. You can  
21 answer.

22 A. I believe so.

23 BY MR. STARR:

24 Q. Okay. So does this document tell you that  
25 somebody investigating the Willie Sorrell homicide

1 generated an IR or history for the in individual who was  
2 eventually arrested for that murder, James Fletcher?

3 A. It appears that whatever that date and time  
4 is, it was printed then on this -- on this IR sheet. By  
5 who or when, I don't know.

6 Q. And we know that you printed the IDOC photos  
7 on the same date of February 12, 2002, correct?

8 A. Yes.

9 Q. And do you believe that you printed those  
10 photos before this IR history was printed?

11 MR. MACHALIK: Objection, asked and answered.

12 A. I don't recall. I could have done either one.  
13 BY MR. STARR:

14 Q. Okay. Okay. I'm going to show you --  
15 actually, let's look at that again. Did you -- let me  
16 ask you this about that document. Did you ever show the  
17 IR history of James Fletcher to Terry Rogers?

18 A. I don't believe so. I don't know why I would.

19 Q. How long did it take you to find James  
20 Fletcher's photo after Terry Rogers told you the name  
21 James Fletcher?

22 A. I don't recall specifically how long it took.

23 Q. If you had the IR history of James Fletcher at  
24 8:49 or 8-whatever it was on February 12, 2002, why  
25 didn't you also pull the Chicago Police Department

1 mugshot photo of James Fletcher?

2 MR. MACHALIK: Objection. Form.

3 A. Well, it -- it would take a while to send for  
4 photos. This was a time before everything was  
5 computerized. It would take a while to send for photos  
6 to our -- our graphic art section downtown for then to  
7 send photos back where I could pull up the IDC -- IDOC  
8 photos right away.

9 BY MR. STARR:

10 Q. So was a -- was it a regular occurrence that  
11 you would pull up IDOC photos of suspects and do photo  
12 arrays?

13 A. It's possible.

14 Q. But you don't have any recollection of  
15 specifically doing that, correct?

16 A. I don't. I would -- I would imagine I did at  
17 some time, but I don't recall.

18 Q. After you showed the IDOC photo array to Terry  
19 Rogers and he identified Arnold Dixon as the suspect,  
20 what was your next investigative step?

21 A. To try to locate the other witnesses.

22 Q. And what witness did you try to locate at that  
23 point in time?

24 A. Well, Edward Cooper, Sheree Friend, and -- and  
25 Emmet Wade.

1 Q. And you, in fact, went out to Edward Cooper's  
2 home on that date, correct?

3 A. Yes.

4 Q. And you had been -- you had been in Edward  
5 Cooper's home seven years earlier, correct?

6 A. I believe so.

7 Q. And so did you just assume that Edward Cooper  
8 lived at the same house that he lived at seven years  
9 prior?

10 A. If that's the address we had on him, that's  
11 where we were going.

12 Q. You didn't do anything to investigate whether  
13 he had had any new addresses, correct?

14 A. I don't recall.

15 Q. Okay. So you went out to Edward Cooper's  
16 home, the same residence that you had previously had  
17 been to. What time did you arrive at his residence,  
18 sir?

19 MR. MACHALIK: Objection. Form. You can  
20 answer.

21 A. I'm going to have to look at the report to  
22 give you the exact time.

23 BY MR. STARR:

24 Q. Who else was with you when you went out to  
25 Edward Cooper's home with the IDOC photo array?

1 A. Detective Bogucki, and I'm not sure if  
2 Detective Noradin was there, too, or not.

3 Q. Did you -- so this was -- this was at some  
4 point on -- in the evening, correct?

5 A. Yes.

6 Q. Okay. Likely after 8:48 or 8:49 p.m.,  
7 correct?

8 A. I'm not sure what time. The reports should  
9 indicate when we were there.

10 Q. Did you call Mr. Cooper before you went out  
11 there to tell him that you were on your way?

12 A. I don't remember.

13 Q. Did you show the IDOC photos to Mr. Cooper  
14 when you got there on February 12, 2002?

15 A. Yes.

16 Q. What was Mr. Cooper's reaction?

17 A. Well, he -- he picked out a photograph of  
18 Arnold Dixon, James Fletcher, and -- and said it looked  
19 similar, but he wasn't sure.

20 Q. And so when Mr. Cooper testified in this civil  
21 case that he told you that he couldn't identify anyone,  
22 he was lying, correct?

23 A. That's not what he told us at the time.

24 Q. So he was lying when he testified to that in  
25 this case, correct?

1 A. He's lying, or he doesn't remember what he  
2 said.

3 Q. Okay. What did you do to confirm that Edward  
4 Cooper did not know James Fletcher as Arnold Dixon?

5 A. I didn't -- don't recall that at all.

6 Q. Did you ever show Terry Rogers any other  
7 photos besides the IDOC photos?

8 A. No.

9 Q. And when you were printing the IDOC photos,  
10 how much time did it take you to find other individuals  
11 that looked similar to Arnold Dixon?

12 A. I think immediately, you can pull up other  
13 photos.

14 Q. Right. You can immediately pull up other  
15 photos, but you have to find other people that look  
16 similar, based on your previous testimony, correct?

17 A. Somewhat similar.

18 Q. How much time did it take you to find photos  
19 that you thought looked similar to the photo of Arnold  
20 Dixon?

21 A. Well, obviously, I -- I printed out photos of  
22 all people that named Dixon and so they -- they probably  
23 came up right away.

24 Q. How did you -- how did you find the other  
25 photos of the other fillers in the IDOC photo spread?

1 A. Well, I -- I don't recall specifically doing  
2 it, but I imagine running the name Dixon, they'd come  
3 up.

4 Q. Why did you choose to run the name Dixon?

5 A. Because James Fletcher was in prison under the  
6 name of Arnold Dixon.

7 Q. And did you make sure all the fillers were of  
8 the same relative age as to that of Arnold Dixon?

9 A. Relatively, yes.

10 Q. Did you make sure all the fillers were of the  
11 similar skin color as Arnold Dixon?

12 A. As -- as close as can be. As long as the --  
13 the photograph looks similar, age, skin color can be a  
14 little different, but the -- photographs look similar.

15 Q. Did you make any effort to locate Emmet Wade  
16 on February 12, 2002?

17 A. Yes.

18 Q. What did you do to locate Emmet Wade on  
19 February 12, 2002?

20 A. I -- I think to report to -- well, it  
21 indicates we couldn't to locate him, so we would've gone  
22 to whatever address we last had on him.

23 Q. So you went -- you went to one address to see  
24 if Emmet Wade lived there on February 12, 2002? Is that  
25 your testimony?



1 A. I don't recall how many addresses we went to.

2 Q. But you went to at least one address for Emmet  
3 Wade on February 12, 2002. Is that your testimony?

4 A. I believe so. I don't recall doing it, but I  
5 would imagine so.

6 Q. What efforts did you make to locate Sheree  
7 Friend on February 12, 2002?

8 A. Again, I don't recall, but apparently we  
9 would've went to the last address we had on her.

10 Q. Would the fact that it was already late in the  
11 evening have -- play any role in whether or not you  
12 would go out and try to find these witnesses?

13 A. Well, it depends how late you're talking  
14 about.

15 Q. Well, after 9:00 p.m., correct?

16 A. Well, I don't believe it's that -- that's that  
17 late.

18 Q. So you think you pulled the IR history for  
19 James Fletcher at some point after you went on to look  
20 for the witnesses?

21 A. I don't recall when I pulled the IR history,  
22 James Fletcher.

23 Q. Right. But we know it was pulled at 8:48 or  
24 8:49, correct?

25 MR. MACHALIK: Objection. Form. Misstates

1 his prior testimony. It misstates the evidence.

2 You can answer.

3 A. That date and time is printed on the -- that  
4 -- the IR sheet.

5 BY MR. STARR:

6 Q. And you think that would date and time  
7 could've been printed after that date and time?

8 MR. MACHALIK: Objection. Form.

9 A. I don't know.

10 BY MR. STARR:

11 Q. Does that make any sense?

12 A. I don't know why that is printed on there, so  
13 I don't know.

14 Q. I mean, have you ever seen any police  
15 documents that were dated after the date and time in  
16 which they say they were dated?

17 MR. MACHALIK: Object to the form.

18 A. Actually, I've never paid attention to that  
19 date and time on the IR sheets.

20 Q. Okay. Let's take a look at what we'll mark  
21 Exhibit 10. It's the City JF64, 65, and this is the  
22 General Offense Case Report. Do you see this document  
23 on your screen, sir?

24 (EXHIBIT 10 MARKED FOR IDENTIFICATION)

25 A. Yes.

1 Q. All right. And did you -- I'm going to go a  
2 some more here. Did you review this document in  
3 preparation for today?

4 A. I -- I didn't for today, but I have in the  
5 past.

6 Q. Right. You previously testified that when you  
7 worked cold cases, you would've reviewed all the police  
8 reports. You would've read them and made sure that you  
9 were familiar with them, correct?

10 A. Yes.

11 Q. So you would've done that with this document;  
12 is that right?

13 A. Back -- yeah, back then.

14 Q. Can you tell me what a General Offense Case  
15 Report generally does? What's the purpose of it?

16 A. Well, it's -- it's to document a crime that --  
17 that just -- just occurred.

18 Q. It's the first case -- it's the first report  
19 that the police generate on a crime, correct?

20 A. Yes.

21 Q. All right. And do you see -- are your -- do  
22 you see who the author of this document is?

23 A. An Officer Jay Gilger (phonetic).

24 Q. Are you familiar with Officer Gilger?

25 A. Yes.

1 Q. And -- all right. You don't see your name  
2 anywhere on this document, do you, sir?

3 A. No.

4 Q. And you reviewed it. You would know your name  
5 was on this document, correct?

6 A. Yeah. My name is not on there.

7 Q. Okay. What information did you learn from  
8 this document when you first looked at it back in 1995?

9 A. Well, the -- the information that's written on  
10 there, what occurred at the time of the robbery and the  
11 shooting.

12 Q. Okay. You see in this box in the middle here,  
13 it appears to list the names of -- let me just go to the  
14 top here. The box here lists the victims, correct?

15 A. Yes.

16 Q. There's a Box 21. It says the name of the  
17 victims and it says Willie Sorrell, Jr., and Edward  
18 Cooper, correct?

19 A. Yes.

20 Q. And there's an address there for Cooper, 1435  
21 North Luna. You see that?

22 A. Yes.

23 Q. That the address you went to in February of  
24 2002 to show him the IDOC photo array?

25 A. I don't know.

1 Q. And then you see below that there's a list of  
2 witnesses, correct, in the -- box 31, right?

3 A. Yes.

4 Q. Do -- and one witness's name is Sheree Friend,  
5 and one witness is named Emmet Wade, right?

6 A. Yes.

7 Q. And then below that, there's a list of the  
8 offenders -- description of the offenders, correct?

9 A. Yes.

10 Q. You would've learned all this information when  
11 you reviewed the document, correct?

12 A. I would've read it back then. Yes.

13 Q. Okay. Does this document tell you anywhere  
14 that Emmet Wade was not able to see the faces of the  
15 offenders?

16 A. I don't believe that's on there.

17 Q. Does it tell you anywhere that Emmet Wade was  
18 not able to see the offenders in general?

19 A. I don't know if it -- it documents what he  
20 specifically saw.

21 Q. Right.

22 A. I would -- Detective Fleming is the one who  
23 came out to the scene. If -- his report might indicate  
24 what Emmet Wade saw.

25 Q. Okay. But it does list Emmet Wade as one of

1 the witnesses to the crime, correct?

2 A. Yes. Whether he is -- whether he is  
3 eyewitness or a circumstantial witness, he's a witness.

4 Q. He's a witness. All right. Let's take a look  
5 at number -- document number -- exhibit number 11. You  
6 just referenced this. I'm going to show it to you now,  
7 the Supplementary Report from Detective Fleming in 1990.  
8 For the record, this is Bates -- city JF47 through 51.  
9 Do you see this document on your screen, sir?

10 (EXHIBIT 11 MARKED FOR IDENTIFICATION)

11 A. Yes.

12 Q. All right. You see that this document is  
13 dated the date of the original occurrence is  
14 December 21, 1990?

15 A. Yes.

16 Q. All right. And then it shows Edward Cooper as  
17 being one of the victims, correct?

18 A. Yes.

19 Q. All right. And then it shows another victim  
20 being Willie Sorrell like we talked about, correct?

21 A. Yes.

22 Q. And you see that this bottom of the left-hand  
23 side here, it says the reporting officer is Michael  
24 Fleming. And you see that there's a signature that  
25 seems to say Michael Fleming, correct?

1 A. Yes.

2 Q. And then it's dated December 21, 1990, at  
3 2355, right?

4 A. Yes.

5 Q. All right. And then we scroll through the  
6 next page. It lists the offenders -- the description of  
7 the offenders, correct?

8 A. Yes.

9 Q. And it lists the manner and motive, among  
10 other things, and then we're just -- I'm just going to  
11 scroll through. See here, "Personnel Assigned"?

12 A. Yes.

13 Q. And this is on page 49. You see the name  
14 Sergeant Kero, Police Officer Gilbert, Detective  
15 Fleming, Tex Pergrotowski (phonetic) and McCoe  
16 (phonetic), and Detective Karen Salvi, and E.T. Bulicky  
17 (phonetic). Do you see all those names?

18 A. Yes.

19 Q. Any of those names refresh your recollection  
20 of this case at all?

21 A. Well, they reflect -- refresh my recollection  
22 of this case?

23 Q. Yes.

24 A. I don't know what you mean by that.

25 Q. Does it --

1 A. What -- are the names would?

2 Q. I don't know why they would either, sir. I'm  
3 asking you if it does. Does seeing these names on this  
4 report refresh your recollection at all?

5 A. No.

6 Q. All right. Now, you see the witnesses listed,  
7 Sheree Friend and Emmet Wade, correct?

8 A. And Terry Rogers, yes.

9 Q. And Terry Rogers, yeah. All right. So I'm  
10 just going to scroll down to the 50 -- CJF51. You see  
11 this is a summary of what Emmet Wade said?

12 A. Yes.

13 Q. All right. And you see that I've highlighted  
14 a part here, right?

15 A. Yes.

16 Q. It's -- can you read that into the record,  
17 sir?

18 A. Well, some of it is cut off here, but --

19 Q. The letter E is cut off. I represent to  
20 you --

21 MR. STEFANICH: It's cut off on our screen  
22 with the --

23 MR. STARR: Oh, I'm sorry.

24 MR. STEFANICH: -- pictures of the video. Let  
25 me see if I can remember how we did this. There we



1 go.

2 MR. STARR: Yeah, and while Brian is trying to  
3 fix that, I'll represent the there is a letter cut  
4 off in this document that I'm showing. We did get  
5 a new version of this from the city recently, which  
6 I don't have as an exhibit, but it shows that the  
7 letter E is missing from the word "able".

8 MR. STEFANICH: Okay. He can read it now.

9 BY MR. STARR:

10 Q. Okay. Can you read that highlighted part into  
11 the record, sir?

12 A. Yeah. "He stated that approximately six or  
13 seven shots were fired, and he may be able to identify  
14 the two unknown male Blacks if seen again."

15 Q. Okay. Does seeing that refresh your  
16 recollection at all regarding what Emmet Wade told  
17 police in 1990?

18 THE REPORTER: I'm sorry to interrupt. Were  
19 you wanting to make that Exhibit 11?

20 MR. STARR: Yes, please.

21 THE REPORTER: Thank you.

22 MR. MACHALIK: And I'll object to the form.

23 You can answer.

24 A. It doesn't reflect my memory as to what he  
25 said back then, because I wasn't there.

1 BY MR. STARR:

2 Q. Okay. Do you have any reason to think that  
3 the information that Detective Fleming included in this  
4 report is inaccurate?

5 A. No.

6 Q. I think you previously testified you thought  
7 Detective Fleming was a good detective who did his job  
8 correctly; is that right?

9 A. Yes.

10 Q. Okay. Seeing that now, that Emmet Wade told  
11 Detective Fleming that if he had seen the suspects again  
12 -- if he was able to see the suspects again, he might be  
13 able to identify them, does that tell you that Emmet  
14 Wade had indicated to police that he may be able to  
15 identify the suspects?

16 A. Well, obviously, that's what's written there,  
17 so he obviously told that to Detective Fleming.

18 Q. Okay. And yet you never showed the photo  
19 array to Emmet Wade, correct?

20 A. No, because he told us that he didn't see any  
21 faces.

22 Q. He told you he didn't see any faces?

23 A. Yes.

24 Q. So if Emmet Wade says that you came to his  
25 house with Detective Bogucki and you, in fact, showed

1 him a photograph, is Emmet Wade lying?

2 A. Yes.

3 Q. If Emmet Wade says that you showed him a  
4 single photograph of James Fletcher, is Emmet Wade  
5 lying?

6 A. I would never show a single photograph of a  
7 suspect.

8 Q. So is he lying if he says that?

9 A. Apparently. He -- he was also interviewed by  
10 the State's Attorney and if she wanted us to show photos  
11 to Emmet Wade, she would've told us to.

12 Q. And so the fact that Emmet Wade had previously  
13 stated that he could potentially identify the suspects,  
14 that didn't make you want to show him the photo array?

15 MR. MACHALIK: Objection. Form. Asked and  
16 answered.

17 A. Not when he tells us right offhand he doesn't  
18 -- didn't see any faces. People change their mind all  
19 the time as to wanting to be involved, which apparently  
20 he did.

21 BY MR. STARR:

22 Q. Well, would there be any value in showing  
23 Emmet Wade a photo array that included James Fletcher,  
24 if you thought James Fletcher was a suspect?

25 A. No, not to somebody who says they didn't see

1 the face of the offender.

2 MR. STARR: All right. Let's look at --

3 MR. MACHALIK: Can we take a five-minute  
4 break?

5 MR. STARR: Sure. Let's take ten.

6 MR. MACHALIK: Okay. 10-minute break.

7 THE REPORTER: All right. Let me get us off  
8 the record here.

9 (OFF THE RECORD)

10 THE REPORTER: We're back on the record.

11 BY MR. STARR:

12 Q. Mr. Schalk, I'm going to show you, I believe  
13 is Exhibit number 12. And for the record, it's City  
14 JF181. Do you see this one-page document on your screen  
15 and the Bates stamp of 181 at the bottom?

16 (EXHIBIT 12 MARKED FOR IDENTIFICATION)

17 A. Yes.

18 Q. And do you know what this document is, sir?

19 A. It's notes that I took regarding the Terry  
20 Rogers interview.

21 Q. And this is the -- these notes are taken on a  
22 General Progress Report; is that correct?

23 A. That's -- that's what they call it. It was  
24 basically note paper, though.

25 Q. All right. And you reviewed this document in

1 preparation for today's deposition?

2 A. Not today, but I've seen it before.

3 Q. And this is your handwriting on this document;  
4 is that correct?

5 A. Yes.

6 Q. All right. And can you tell me the what it  
7 says for the date and the time -- or the date in the  
8 watch up here?

9 A. Close to February '02, third watch.

10 Q. Okay. What time was the third watch back in  
11 February of '02?

12 A. It would be from 4:30 to 1:00 a.m.

13 Q. Okay. All right. So -- and do you understand  
14 this to be a General Progress Report that you took notes  
15 on during your interview of Jerry Rogers on  
16 February 12, 2002?

17 A. Yes.

18 Q. Can you -- just because this is your  
19 handwriting, I can't make it all out. Can -- and I  
20 asked Detective Bogucki if he could. He couldn't. Can  
21 you read this -- what this says into the record for us?

22 A. Well, I'll try to. I'm -- not always can read  
23 my handwriting either. "Terry Rogers, 5278 West  
24 Washington" -- I believe that's the NP for no phone.  
25 1930 probably is when I -- the time of the interview.

1 "On Southwest corner of Madison Parkside, selling.  
2 Fletcher walks up, asked if he has any work, walks away.  
3 15, 20 minutes later, red truck pulls up, Cooper  
4 driving. Knows previously," I think that's what said,  
5 "In" -- "in front of Uncle Remus. Heard gunshots, saw  
6 Fletcher and another male" -- "another running from  
7 truck. Cooper shooting back, ran westbound on Madison  
8 to Parkside. Victim on sidewalk. Jimmy Fletcher,  
9 Fulton Latrobe (phonetic) did time with him". And then  
10 there's "ASA Jennifer Walker" on the side.

11 **Q. Thank you for that. And then there's another**  
12 **section at the bottom of the document. Can you read**  
13 **what that says?**

14 A. "21st of February, Graham, 1420 hours." That  
15 -- that would be the prison. "James Fletcher, Arnold  
16 Dixon, ASA Jennifer Walker. Didn't know what he was  
17 doing in December of '90. Not at Mass, no Central.  
18 Selling dope at Cabrini-Green, doing good business.  
19 Didn't need to do armed robberies. Knew Rogers. Didn't  
20 know why he would say he didn't."

21 **Q. Okay. Thank you for reading that into the**  
22 **record. I appreciate that. So this is a -- this is a**  
23 **General Progress Report that contains two different**  
24 **episodes with two different interviews; is that correct?**

25 A. Yes.

1 Q. So the first one is an interview that you  
2 conducted with Terry Rogers on February 12, 2002. And  
3 you said it was at 7:30 p.m. Is that 1930?

4 A. Yes.

5 Q. And then the second one is an interview you  
6 conducted on February 21st with James Fletcher; is that  
7 correct?

8 A. Yes.

9 Q. Okay. And do you have any -- did you make any  
10 other notes of either of the interviews you conducted  
11 with either of these men besides these notes, sir?

12 A. Any -- any notes I would've made would be in  
13 the file. There's nothing else, then there's nothing  
14 else.

15 Q. All right. So this tells you that you  
16 interviewed Terry Rogers at 7:30 p.m. on  
17 February 12, 2002, correct?

18 A. Yes.

19 Q. And we know from that IR history, that that  
20 somebody pulled an IR history of James Fletcher at 8:49  
21 on February 12, 2002, correct?

22 MR. MACHALIK: Objection. Form. Foundation.  
23 Misstates his testimony. You can answer.

24 A. That -- that -- that's stamped on there for  
25 some reason.

1 BY MR. STARR:

2 Q. Do you have any independent recollection of  
3 drafting that General Progress Report?

4 A. No.

5 Q. Does seeing this General Progress Report  
6 refresh your recollection at all of any interview you  
7 conducted during this Willie Sorrell homicide  
8 investigation?

9 A. No.

10 Q. And you also testified that you -- on February  
11 12, 2002, you went out to interview Mr. Cooper, right?

12 A. Yes.

13 Q. Did you make a GPR of that interview, sir?

14 A. I don't recall if I did or if Detective  
15 Bogucki did.

16 Q. Would there any -- be any reason that -- why  
17 you would make a GPR of an interview you conducted with  
18 Terry Rogers; but not a GPR of an interview you  
19 conducted with Mr. Cooper?

20 A. No. Sometimes I take notes. Sometimes  
21 Detective Bogucki takes notes.

22 Q. But if you did, in fact, take notes during the  
23 interview with Mr. Cooper, you would've included those  
24 notes in the investigative file; is that right?

25 A. Yes.



1 Q. I'm going to show you what I'll mark as  
2 Exhibit number 13. And for the record, this is City  
3 JF179. All right. Sir, do you see this document on  
4 your screen?

5 (EXHIBIT 13 MARKED FOR IDENTIFICATION)

6 A. Yes.

7 Q. And you see it's a one-page document with the  
8 Bates stamp of City JF179?

9 A. Yes.

10 Q. And do you see your signature on this  
11 document, sir?

12 A. Yes.

13 Q. And this is another General Progress Report,  
14 correct?

15 A. Yes.

16 Q. And is it your handwriting?

17 A. Well, it's -- it's notes put on a piece of  
18 paper that's titled General Progress Report.

19 Q. And is this your handwriting on this General  
20 Progress Report, sir?

21 A. Yes.

22 Q. All right. I want to ask you to do the same  
23 thing you did -- strike that. Have you reviewed this  
24 document in preparation for today?

25 A. Not today, but I've seen it before.

1 Q. Okay. Can you tell us what time the date of  
2 this report is?

3 A. Date of report is 12 March, '02, third watch.

4 Q. Okay. So can you do the same thing you did  
5 before and read -- there's seemingly a right-hand side  
6 and a left-hand side column. I mean, they're not really  
7 columns, but do you see what I'm talking about here,  
8 sir?

9 A. Yes.

10 Q. Could you read the left-hand side column first  
11 for us, so we know what it says?

12 A. There's Emmet Wade with a phone number (708)  
13 547-9730 after 9:00 p.m.

14 Q. All right. I'm going to scroll down for you.  
15 Can you read the next section?

16 A. "Parked behind red truck. Another car through  
17 his" -- I -- actually, I can't read that next line. And  
18 then, "Saw offender running towards" -- "towards him.  
19 Three question mark" -- "in middle of street. Driver  
20 came out and shot, hit his car. Offender" -- let's see.  
21 I can't quite read the next couple words. "He tried to  
22 get out. Offender shot vic. Victim falls coming out of  
23 liquor store. Runs to victim, tells him to just lay  
24 there. Driver comes back, grabbed him". And there's a  
25 couple of phone numbers under that.

1 Q. All right. And on the right-hand column, can  
2 you read what that says?

3 A. It looks like a Social Security number. "348-  
4 60-4347. 320 South Frederick, Bellwood, 60104." Couple  
5 of phone number -- might be work number. "(708) 410-  
6 0455. 11-25-64." Another social, "348-60-4347. Sister  
7 is Wade Lakita (phonetic), 401 Washington, Oak Park,  
8 (708) 384-5089. Dark Hoods. Two" -- can't quite read  
9 what that says.

10 Q. All right. Thank you for doing that, sir. So  
11 does -- is it your understanding that this document  
12 represents a memorialization of notes that of an  
13 interview you conducted with Emmet Wade on  
14 March 12, 2002?

15 A. Yes.

16 Q. Do you have any independent recollection of  
17 conducting that interview with Emmet Wade on  
18 March 12, 2002?

19 A. No.

20 Q. Is there any notation in here that Emmet Wade  
21 told you that he could not see the two offenders' faces?

22 A. It's not written on there, but it -- they're  
23 just notes. They're not -- I don't write everything  
24 that is told to me, which is then later documented a  
25 report.

1 Q. You did write, "Saw offenders running towards  
2 him," correct?

3 A. Yes.

4 Q. Okay. Is there a reason why you would not  
5 have made a note or documented that during your  
6 interview with Wade, he told you that he could not see  
7 the offenders' faces?

8 A. Well, I did document it in my supplemental  
9 report.

10 Q. Is there a reason why you would not have  
11 documented in this General Progress Report?

12 A. Well, that -- that is just note paper to  
13 assist us in -- in making a supplemental report. We  
14 don't necessarily have to write everything down in -- in  
15 notes to make out the supplemental report.

16 Q. But is there a reason why you did not document  
17 that Emmet Wade told you he didn't see the offenders'  
18 faces in this General Progress Report?

19 A. I don't think I -- as I said, it's not  
20 necessary. I think we lost the video again here.

21 MR. STARR: Okay. Let's take a break. Go off  
22 the record.

23 (OFF THE RECORD)

24 THE REPORTER: And we are back on the record.

25 BY MR. STARR:

1 Q. All right. Mr. Schalk, I'm going to show you  
2 what I'm going to mark as Exhibit number -- I believe  
3 it's 15. Might be off by one, but it's City JF180.

4 (EXHIBIT 14 MARKED FOR IDENTIFICATION)

5 THE REPORTER: It'd be 14.

6 MR. STARR: 14? Okay. Thank you.

7 BY MR. STARR:

8 Q. All right. So sir, do you see the document on  
9 your screen?

10 A. Yes.

11 Q. And it's a one-page document with the Bates  
12 stamp of City JF180. Do you see that?

13 A. I do. Yes.

14 Q. And this is -- this is another General  
15 Progress Report notes on it, correct?

16 A. Yes.

17 Q. And have you seen this document before today?

18 A. Yes.

19 Q. And what is this document?

20 A. It's the notes apparently written on April  
21 20th of '02. Appears to be notes regarding the lineup.

22 Q. All right. And is this your handwriting? Do  
23 you recognize it as your handwriting, sir?

24 A. Yes. Yes, it is.

25 Q. Okay. And you see on this document there is

1 the list of people in the lineup; is that correct?

2 A. Yes.

3 Q. Is that what your understanding of what these  
4 names are?

5 A. Yes.

6 Q. All right. Do you recall how you found these  
7 individuals to stand in the lineup?

8 A. Generally, we take people out of the lockups  
9 to stand in lineups.

10 Q. Okay. And then it says here -- further down  
11 here, there's -- it says "Cooper Prosperity Trucking".  
12 Do you see that?

13 A. Yeah. That appears to be Detective Bogucki's  
14 handwriting.

15 Q. Okay. Do you recall Mr. Cooper working for a  
16 Prosperity Trucking company?

17 A. I don't. That's what it says there, but I  
18 don't.

19 Q. And then it says -- it appears to say "Emmet"  
20 with a phone number. Do you see that, sir?

21 A. Yes.

22 Q. And then it appears to say "daughter of  
23 victim, Kandy Sorrell." Do you see that?

24 A. Yes.

25 Q. Do you recall talking to Ms. Sorrell?

1 A. I don't.

2 Q. All right. Does anything about this document  
3 refresh your recollection of any involvement you had in  
4 the Willie Sorrell homicide?

5 A. No, I -- not -- I didn't -- no independent  
6 recollection.

7 Q. All right. I think we cut off when your video  
8 screen stopped working out, I was asking you why you  
9 chose not to include in your general progress report  
10 that documented your interview of Emmet Wade. Why did  
11 you choose not to include the information that Mr. Wade  
12 allegedly told you he did not see the faces of the  
13 suspects?

14 A. Well, as I said, those are just notes. We use  
15 the notes and our memory of the interview to do a  
16 supplemental report indicating, you know, what had been  
17 said. That's what -- that's what he did tell me. That's  
18 what he told the state's attorney when we went back to  
19 talk to him to state's attorney.

20 Q. And you would've taken those notes  
21 contemporaneous to being at Mr. Wade's residence  
22 interviewing him; is that correct?

23 A. Yes.

24 Q. All right. And then are the other GPRs, do  
25 you have any reason to believe that you took -- strike

1 that. Did you take the other GPRs contemporaneous to  
2 the interviews you conducted in those that are  
3 documented in those GPRs?

4 A. I believe so.

5 Q. All right. You said that ASA Walker was with  
6 you when you interviewed Mr. Wade; is that correct?

7 A. Not -- not the first time. We went back  
8 several days later with her.

9 Q. All right. So you interviewed Mr. Wade just  
10 -- with just you and Detective Bogucki; is that correct?

11 A. Whether Detective Noradin was there, I'm not  
12 sure.

13 Q. But there was -- ASA Walker was not there,  
14 right?

15 A. Not the first time, no.

16 Q. Is it possible that you showed Emmet Wade a  
17 single photograph the first time you visited his home  
18 when you weren't with ASA walker?

19 A. No --

20 MR. STEFANICH: Objection. Asked and  
21 answered.

22 A. No, that's not possible.

23 BY MR. STARR:

24 Q. And was ASA Walker with you -- was she present  
25 for the first interview you conducted with Terry Rogers?



1 A. No, not the first interview.

2 Q. All right. So you interviewed --

3 A. But we did -- we did call her out and she then  
4 did interview Terry Rogers also.

5 Q. You interviewed Terry Rogers with just you and  
6 Detective Bogucki before ASA Walker joined the  
7 interview; is that correct?

8 A. Again, Detective Noradin was possibly there,  
9 I'm not sure. But yes, it's just us without her.

10 Q. All right. I'm going to show you Exhibit  
11 number 15. And this is City JF 140 to 147. All right.  
12 Do you see this document on your screen, sir?

13 (EXHIBIT 15 MARKED FOR IDENTIFICATION)

14 A. Yes.

15 Q. And do you see that the first page is City JF  
16 140?

17 A. Yes.

18 Q. And the last page is City JF 147?

19 A. Yes.

20 Q. And this is a case supplementary report; is  
21 that correct, sir?

22 A. Yes.

23 Q. Is there -- can you tell me what the date of  
24 this case supplementary report is?

25 A. Let's see. It should be there. This report

1 was submitted on 21 May '02.

2 Q. Okay. And that -- that's your name above the  
3 date submitted, correct?

4 A. Right. Yes.

5 Q. Does that tell us that you submitted this  
6 document on May 21, 2002?

7 A. Yes.

8 Q. And so you would've read this document and  
9 made sure that everything in it was correct before you  
10 submitted it; is that right?

11 A. Yes.

12 Q. You submitted it to a supervisor by the name  
13 of Anthony Wojick; is that correct?

14 A. Well, we -- we submit the -- the documents for  
15 -- for approval. Whatever Sergeant happened to be on  
16 duty would go into the -- the computer and see what --  
17 what reports have been submitted and approve them.

18 Q. And it says that Tony Wojick was the approving  
19 supervisor on this report, correct?

20 A. Yes, on May 24th.

21 Q. And it lists your partner Jerome Bogucki as  
22 the primary detective assigned to the case; is that  
23 correct?

24 A. Yes.

25 Q. All right. And have you had a chance to

1 review this document in preparation for today?

2 A. Yes.

3 Q. Did you see anything in this document you  
4 thought was incorrect?

5 A. No.

6 Q. All right. And this is a supplemental report  
7 that you submitted in the Willie Sorrell homicide back  
8 in 2002, correct?

9 A. Yes.

10 Q. All right. I'm going to direct your attention  
11 to City JF 142. This is the narrative part of the  
12 document, correct?

13 A. Yes.

14 Q. And here it says, the part that I highlighted  
15 on February 12, 2002, at 1930 hours, the responding  
16 detectives and reporting detectives transported Rogers  
17 from the 15th District to Area 5. He was then  
18 interviewed regarding the Sorrell homicide and relayed  
19 the following in summary. Do you see that?

20 A. Yes.

21 Q. Do you have any recollection of transporting  
22 Mr. Rogers from the 15th District to the Area 5?

23 A. I don't.

24 Q. Did you interview Mr. Rogers in the car when  
25 you were transporting him?

1 A. That's not something we would do, no.

2 Q. Did he tell you anything when you were  
3 transporting him?

4 A. I don't know because I don't remember the  
5 transportation.

6 Q. Did you tell him what -- why you were  
7 transporting him?

8 A. We -- I would assume that when we took him out  
9 of the lockup, we -- we told him what we were doing and  
10 why we wanted to talk to him.

11 Q. All right. And this 1930 that's noted here is  
12 -- that's -- conforms to your GPR that said you  
13 interviewed him. It's 1930, correct?

14 A. Yes.

15 Q. All right. And then further down, I  
16 highlighted another section. You see the section that  
17 says the -- is this -- is R detectives for responding or  
18 reporting?

19 A. Reporting.

20 Q. Okay. "The reporting detectives checked ICAM  
21 arrest records for anyone with the name of Jimmy  
22 Fletcher. It was learned that James Fletcher, AKA Jimmy  
23 Fletcher, Eugene Brown, Arnold Dixon, IR number 966425,  
24 had several arrests, including murder and armed robbery.  
25 It was learned that Fletcher was currently incarcerated

1 at the Graham Correctional Center under the name Arnold  
2 Dixon. He was serving a 25-year sentence for armed  
3 robbery". Do you see that, sir?

4 A. Yes.

5 Q. Does that tell you that you searched the IR  
6 history of James Fletcher?

7 MR. STEFANICH: Objection. Form.

8 A. Well, it says we searched I -- I -- ICAM  
9 records.

10 BY MR. STARR:

11 Q. What are ICAM records?

12 A. It's been a while, but it's -- it's another  
13 computer-generated search for -- I don't remember what  
14 ICAM stands for, but it probably shows prison records.

15 Q. Okay. If you searched ICAM, would it -- would  
16 you be able to generate a -- an -- a criminal history  
17 report like the one we looked at earlier?

18 A. No. The other one is from the police  
19 department.

20 Q. All right. What other James Fletcher's did  
21 you search ICAM for?

22 A. I don't recall.

23 Q. Did you search ICAM for any other James  
24 Fletcher's?

25 A. I don't recall.

1 Q. All right. Then the next section here that  
2 I've highlighted says, "The responding detectives  
3 obtained a photo of James Fletcher, AKA Arnold Dixon  
4 from the Illinois Department of Corrections website.  
5 That photo was placed in an array with six other IDOC  
6 photos of male Blacks with the name Dixon. Terry Rogers  
7 was shown the photo array and positive" -- "positively  
8 identified Fletcher, AKA Arnold Dixon as one of the  
9 offenders who was shooting at the red truck driver in  
10 1990". Do you see that?

11 A. Yes.

12 Q. Does that tell you that you searched a police  
13 database for James Fletcher prior to showing the IDOC  
14 photos to Mr. Rogers?

15 A. It doesn't indicate that.

16 Q. All right. I'm going to direct your attention  
17 to another section in this. This is on page 146. This  
18 is a part of the summary of the interview of Sheree  
19 Friend. Do you see that on 145 going into 146?

20 A. Yes.

21 Q. Okay. At the bottom of this first full  
22 paragraph, it says, "Friend stated that she had  
23 previously seen one of the offenders several times in  
24 the neighborhood". Do you see that?

25 A. Yes.

1 Q. Did she tell you that?

2 A. Yes.

3 Q. Do you recall her saying that?

4 A. No, but if I wrote it on there, that's what  
5 she said.

6 Q. Did she tell detectives that in 1990?

7 A. I don't know.

8 Q. If there's no report documenting that she told  
9 detectives that in 1990, would you have asked her why  
10 she didn't previously tell detectives that in 1990?

11 MR. STEFANICH: Objection. Form. A complete  
12 hypothetical. You can answer.

13 A. Not necessarily.

14 BY MR. STARR:

15 Q. All right. And then there's the next  
16 paragraph or the next section here is the narrative  
17 summary of your interview with Emmet Wade. Do you see  
18 that on the bottom of 146?

19 A. Yes.

20 Q. All right. And then if I scroll down to the  
21 next page, 147, there's a line that I highlighted. It  
22 says, "Wade stated that he did not see the faces of the  
23 offenders". Do you see that?

24 A. Yes.

25 Q. This is in conflict with your GPR that says

1 Wade saw the offenders, correct?

2 MR. STEFANICH: Objection. Form. You can  
3 answer.

4 A. No, the -- the GPR doesn't indicate that he  
5 saw faces. Saw people running, but the GPR doesn't  
6 indicate that he saw faces.

7 BY MR. STARR:

8 Q. So you did this report on May 21, 2002, right?

9 A. When it was actually started, I'm not sure. We  
10 might have been started several days before that, but it  
11 was submitted on the 21st of May.

12 Q. Okay. So and you interviewed Wade in March of  
13 2002, right?

14 A. Yes.

15 Q. So this is two months after your interview  
16 with Wade, correct?

17 A. Yes.

18 Q. So do your -- is your general progress report,  
19 the contemporaneous notes that you took of your  
20 interview with Wade, a better document as to what you  
21 learned from Wade than a -- than a supplementary report  
22 that you submitted two months later?

23 A. No.

24 Q. How come?

25 A. Because it's -- it's just notes. We make



1 supplementary reports from our notes and from our  
2 memory.

3 Q. So you drafted the supplemental report based  
4 on the GPR that you had documenting your interview with  
5 him Emmet Wade and your memory, correct?

6 A. Yes. And of course the interview with the  
7 state's attorney also.

8 Q. All right. So I just want to scroll down to  
9 the bottom of this document. This is the same Exhibit  
10 number 15. You see where it says a report of Detective  
11 Shaw, Bogucki, and Noradin?

12 A. Yes.

13 Q. As I asked you before, your name -- the fact  
14 that your name is on here and it says it's your report,  
15 you would've reviewed this and made sure everything was  
16 correct, right, before --

17 A. Yes.

18 Q. -- submitting it?

19 A. Yes.

20 Q. All right. Do you have any -- sir, as you sit  
21 here today, do you have a belief about whether or not  
22 James Fletcher is guilty of the murder of Willie  
23 Sorrell?

24 A. Well -- well, I -- I have to go back to what I  
25 knew back then, which certainly I believed he was

1 guilty. The state's attorneys believed he was guilty.  
2 The jury believed he was guilty. I haven't heard --

3 Q. As --

4 A. -- I haven't heard anything yet that has  
5 changed my mind.

6 Q. I didn't mean to interrupt you. So I'm -- as  
7 I'm asking you as you sit here today, do you have a  
8 belief of whether or not James Fletcher is guilty of the  
9 murder of Willie Sorrell?

10 MR. STEFANICH: Objection. He just answered -  
11 - he just answered it. He just answered it. Asked  
12 and answered. You can answer again.

13 A. Yes. I -- I believed back then, and I haven't  
14 heard anything recently that would change my mind to  
15 that.

16 BY MR. STARR:

17 Q. Are you aware that Mr. Fletcher was exonerated  
18 and had his conviction vacated?

19 MR. STEFANICH: Objection. Form. You can  
20 answer.

21 A. I heard that, yes.

22 BY MR. STARR:

23 Q. Does the fact that James Fletcher was  
24 exonerated and had his conviction vacated impact your  
25 belief in whether or not he's guilty whatsoever?

1 MR. STEFANICH: Objection. Form. You can  
2 answer.

3 A. Well, I would like to hear why he was  
4 exonerated. I haven't -- I haven't heard the facts of -  
5 - of why they're saying why they exonerated him.

6 BY MR. STARR:

7 Q. So the fact that a court vacated his  
8 conviction is -- does not change your opinion about what  
9 his guilt whatsoever, correct?

10 A. Again, I'd have to hear the reasoning.

11 Q. Okay. Did you -- do -- are you aware that  
12 James Fletcher received a certificate of innocence from  
13 the state of Illinois?

14 A. I heard that.

15 Q. Does the fact that James Fletcher received a  
16 court ordered certificate of innocence from the state of  
17 Illinois impact your belief of whether or not he's  
18 guilty?

19 MR. STEFANICH: Objection. Form. You can  
20 answer.

21 A. Again, I'd like to hear the reasoning behind  
22 all that.

23 BY MR. STARR:

24 Q. At any time between Fletcher's arrest in 2002  
25 and today, have you learned any information that's cast

1 any doubt on your belief that Fletcher's guilty?

2 MR. STEFANICH: Objection. If you can answer  
3 without disclosing any attorney/client  
4 communications you can do so. If you can't, I'll  
5 instruct you not to answer.

6 A. All right. I don't think I can answer that.

7 MR. STEFANICH: I'm going to object based on  
8 attorney/client privilege. Instruct him not to  
9 answer.

10 BY MR. STARR:

11 Q. Are you going to take your attorney's  
12 instruction and refuse to answer my question about  
13 whether or not you've learned any new evidence about  
14 whether or not Mr. Fletcher was in fact guilty?

15 A. Yes.

16 Q. Did you have any knowledge of James Fletcher  
17 prior to your meeting with Terry Rogers -- when you  
18 interviewed Terry Rogers, and he gave you the name James  
19 Fletcher?

20 A. No.

21 Q. Did you have any knowledge of James Fletcher's  
22 criminal history prior to receiving the IR history from  
23 the city of Chicago?

24 MR. STEFANICH: Going to object to form. You  
25 can answer.

1 A. I don't believe -- believe so, other than  
2 obviously seeing the ICAM photos and saying he's in  
3 prison for another armed robbery.

4 BY MR. STARR:

5 Q. Yeah. Did the fact that he was in prison for  
6 another armed robbery affect your belief about whether  
7 or not he was guilty of this crime?

8 A. Yes.

9 Q. Do you know whether or not Detective Bogucki  
10 knew of James Fletcher prior to that interview with  
11 Terry Rogers on February 12, 2002?

12 MR. STEFANICH: Objection. Foundation. You  
13 can answer.

14 A. No, I don't believe he did.

15 BY MR. STARR:

16 Q. Do you know if Detective Noradin knew who --  
17 knew of James Fletcher prior to your interview with  
18 Terry Rogers on February 12, 2002?

19 A. No, I don't believe he did.

20 Q. Do you know if Detective -- or strike that. Do  
21 you know if Defendant Wojick knew of Terry Rogers prior  
22 to your interview -- strike that. Do you know if  
23 Defendant Wojick knew of James Fletcher prior to your  
24 interview of Terry Rogers on February 12, 2002?

25 A. Seeing that he -- he had nothing to do with

1 this case, I don't believe he did.

2 Q. Have you ever considered that perhaps you and  
3 your colleagues got this case wrong and that someone  
4 who's not James Fletcher committed this crime?

5 MR. STEFANICH: Objection to form. You can  
6 answer.

7 A. Well, again, I'd have to hear -- I'd have to  
8 hear some reasoning that would make me change my mind.

9 BY MR. STARR:

10 Q. I'm asking if you've ever considered this  
11 fact.

12 A. I'm open to all considerations.

13 Q. So have you, in fact, considered that it's  
14 possible that you and your colleagues got this wrong,  
15 that James Fletcher's not guilty of this crime?

16 A. I haven't heard anything that would change my  
17 mind.

18 Q. Is there anything that would change your  
19 belief that James Fletcher is guilty?

20 A. Well, I'd have -- I'd have to hear some --  
21 some evidence to show he is not guilty.

22 Q. Well, is there any evidence that you know of  
23 suggesting that Fletcher's guilty that we've not  
24 discussed today?

25 MR. STEFANICH: Objection. Attorney/client

1 privilege. Going instruct him not to answer that  
2 question.

3 THE WITNESS: I'm not going to answer the  
4 question.

5 BY MR. STARR:

6 Q. You're going to take your attorney's  
7 instruction to refuse to answer my question?

8 A. Yes.

9 Q. Okay.

10 MR. STARR: And if there's any evidence that  
11 Mr. Fletcher is guilty that hasn't been produced in  
12 this case, I think that Plaintiff already know  
13 about it. Say that for the record.

14 BY MR. STARR:

15 Q. Have you ever had any documents relating to  
16 the Willie Sorrell homicide investigation or the  
17 prosecution of James Fletcher in your personal  
18 possession?

19 MR. STEFANICH: Objection. Form. You can  
20 answer.

21 A. Well, I've given copies of the -- the file.

22 BY MR. STARR:

23 Q. During the civil case?

24 A. Yes.

25 Q. Prior to getting copies from your attorney

1 during the civil case, did you ever have any documents  
2 in your possession?

3 A. No.

4 Q. Did you conspire with any other police officer  
5 in this case that deprived James Fletcher of his  
6 constitutional rights?

7 A. No.

8 Q. Did you withhold any exculpatory evidence from  
9 James Fletcher?

10 A. No.

11 Q. Did anyone present any exculpatory evidence to  
12 you which you know was withheld?

13 A. No.

14 Q. Did you present any evidence to anybody else  
15 that was then then withheld?

16 A. No.

17 Q. Did you hear of anyone receiving any evidence  
18 from Jerome Bogucki that was withheld?

19 A. No.

20 Q. Did you hear of anyone receiving any evidence  
21 from Anthony Noradin that was then withheld?

22 A. No.

23 Q. Did you hear of anyone receiving any evidence  
24 from Tony Wojick that was then withheld?

25 A. No.



1 Q. Did you hear of anyone receiving any evidence  
2 from any other police personnel that was then withheld?

3 A. No.

4 Q. Is there anything of our discussion today that  
5 refreshed your recollection any further than what you've  
6 testified to?

7 A. No.

8 Q. Are there any documents that you're aware of  
9 that you could review that would refresh your  
10 recollection any further than what you've already  
11 testified to today?

12 A. No.

13 MR. STARR: Okay. I'm going to take a five-  
14 minute break and check my notes. I think I'm just  
15 about done here.

16 (OFF THE RECORD)

17 THE REPORTER: We're back on the record.

18 BY MR. STARR:

19 Q. Mr. Schalk, you previously testified that  
20 Defendant Wojick had no role in the Willie Sorrell  
21 homicide investigation, correct?

22 A. Yeah. Said it in the approving the report I  
23 submitted.

24 Q. Right. So we saw that report, which I think  
25 was Exhibit number 15, and we saw that Tony Wojick had

1 approved that court report, correct?

2 A. Yes.

3 Q. And as a supervisor, a sergeant in the Area 5  
4 Detective Division, would you have -- would you have  
5 kept Tony Wojick abreast or aware of the investigation  
6 that you were conducting?

7 A. No, not necessarily, depending on there might  
8 have been another supervisor that we were more in  
9 contact with on this case to inform him of where we were  
10 with it.

11 Q. Was there another supervisor that you kept  
12 abreast or aware of your ongoing investigation into the  
13 Willie Sorrell homicide?

14 A. I don't recall the specific time period  
15 because there was a time period we were working on cold  
16 cases where there was one specific sergeant we were -- I  
17 don't know if it was during this -- this time period,  
18 though.

19 Q. So do you have an independent recollection of  
20 keeping any of your supervisors aware of the ongoing  
21 investigation that you were -- you and Detective Bogucki  
22 and Noradin were conducting into the Willie Sorrell  
23 homicide?

24 A. We -- we would've had to inform somebody of  
25 what we were doing any particular day or especially when

1 we're changing shifts to do a lineup or go -- going to  
2 the jail to -- to charge him with the warrant. We would  
3 have to tell a supervisor what we were doing.

4 Q. Do you have an independent recollection of  
5 actually telling any supervisor any of that stuff?

6 A. No.

7 Q. Okay. Who was the other sergeant other than  
8 Sergeant Wojick at the time that you would've been  
9 communicating with?

10 A. Yeah, again, I'm not sure who -- which  
11 sergeants were all working at that time. I know there  
12 was a Sergeant Kero that for a while there we were  
13 working with cold cases with him. I don't know if -- if  
14 he was there at that time period.

15 Q. And because you don't have any independent  
16 recollection of who you were communicating with, it's  
17 possible you were communicating with Tony Wojick,  
18 correct?

19 A. I don't think so, but it's possible we -- we  
20 told him, yeah, we've got to change our watch to -- to  
21 do a lineup or yeah, we've got to go to the jail to --  
22 to -- to serve this warrant, so we got to change our  
23 shifts.

24 Q. And you were -- when I was showing you the  
25 clear and open report, you indicated that the report was

1 submitted on May 21, 2002, but you also indicated that  
2 you could have written the report before that; is that  
3 correct?

4 A. It -- it probably took some time to -- to  
5 finish it. I would imagine we had other investigations  
6 to do in the meantime, but we get things done when we  
7 can get things done.

8 Q. And when you're writing a clear and open or a  
9 clear and closed report like this, do you open up the  
10 document, you start -- you start composing it and you  
11 continue the investigation at some point and then you go  
12 back to it. Is that how it works?

13 MR. MACHALIK: Objection. Form.

14 A. Well, it could be we did part of it and then  
15 did some more of it later on when -- when Terry Rogers  
16 was, again, picked up.

17 BY MR. STARR:

18 Q. Okay. So it's --

19 A. Would have done before then.

20 Q. It's an organic document, you don't  
21 necessarily sit down and create it all in one sitting,  
22 correct?

23 A. Correct.

24 Q. At any point in the investigation, did you  
25 ever print out a draft of any report that was part of

1 this investigation and show it to any supervisor,  
2 including Tony Wojick, and ask what they thought of it?

3 MR. MACHALIK: Objection. Form.

4 A. No, I don't recall doing that.

5 BY MR. STARR:

6 Q. At any point in time, did you print out any  
7 report of this investigation whatsoever and show any  
8 supervisor -- any supervisor, including Tony Wojick, the  
9 report?

10 MR. MACHALIK: Objection. Form.

11 A. No, I don't recall doing that.

12 BY MR. STARR:

13 Q. At any point in time, did you -- did any  
14 supervisor make any edits to any report -- strike that.  
15 At any point in time, did any supervisor, including Tony  
16 Wojick make any edits to any report that you were  
17 generating in this case?

18 A. I don't believe so, no.

19 Q. At any point, did any supervisor, including  
20 Tony Wojick suggest to you that you need to make certain  
21 edits to any of the reports that were part of this case?

22 A. No, I don't recall that.

23 Q. And you said that -- strike that. Is there  
24 anything about the Willie Sorrell investigation that you  
25 can recall that you haven't told us today, sir?

1 MR. MACHALIK: Objection. Asked and answered.

2 A. No.

3 BY MR. STARR:

4 Q. And does the supervisor review the report  
5 before you -- before they approve them?

6 MR. MACHALIK: Objection. Foundation. You  
7 can answer.

8 A. I believe they would read the report before  
9 approving it.

10 BY MR. STARR:

11 Q. Can a supervisor reject the report and ask a  
12 detective to change something or fix something in a  
13 report before they approve it?

14 A. We can do that, yes.

15 MR. STARR: Okay. I have no further  
16 questions.

17 MR. MACHALIK: No questions through me.

18 THE REPORTER: All right. And before we go  
19 off the record here -- well, let me take us off the  
20 record actually.

21 (DEPOSITION CONCLUDED AT 1:08 P.M. (CT))  
22  
23  
24  
25

## 1 CERTIFICATE OF DIGITAL REPORTER

## 2 STATE OF ILLINOIS

3  
4 I do hereby certify that the witness in the foregoing  
5 transcript was taken on the date, and at the time and  
6 place set out on the Title page here of by me after  
7 first being duly sworn to testify the truth, the whole  
8 truth, and nothing but the truth; and that the said  
9 matter was recorded digitally by me and then reduced to  
10 typewritten form under my direction, and constitutes a  
11 true record of the transcript as taken, all to the best  
12 of my skill and ability. I certify that I am not a  
13 relative or employee of either counsel, and that I am in  
14 no way interested financially, directly or indirectly,  
15 in this action.



16  
17  
18 A handwritten signature in black ink, appearing to read "Zoe Nyhus", with a large loop at the end.

19  
20  
21  
22 ZOE NYHUS,

23 DIGITAL REPORTER/NOTARY

24 COMMISSION EXPIRES: 09/20/2027

25 SUBMITTED ON: 10/24/2023

<b>Exhibits</b>	0455 81:6	89:17,22	20th 83:21	
	<u>1</u>	1761 26:7,13, 15 27:7	21 66:16 68:14 69:2 88:1,6 94:8 106:1	<u>6</u>
Exhibit 6_ Schalk 26:6,8 37:14	10 64:21,24	1767 26:7	21st 76:14 77:6 94:11	6 26:6,8 37:14, 16
Exhibit 7_ Schalk 38:1	10-minute 74:6	18 38:17	2330 40:1,2	60-4347 81:4
Exhibit 8_ Schalk 38:4,6, 16	11 39:25 68:5, 10 71:19	181 74:15	2355 69:3	60104 81:4
Exhibit 9_ Schalk 51:21, 22 55:16	11-25-64 81:6	19 23:6,17	24th 88:20	65 64:21
Exhibit 10_ Schalk 64:21, 24	11:30 40:2	192 35:12,18	25-year 91:2	<u>7</u>
Exhibit 11_ Schalk 68:5,10 71:19	12 13:3,13,24 18:7,17 19:10	193 36:11		7 37:15,21 38:1
Exhibit 12_ Schalk 74:13, 16	32:24 41:10 45:15 53:15 54:4,13 57:7,24 60:14 62:16,19, 24 63:3,7 74:13,16 75:16 77:2,17,21 78:11 80:3 81:14,18 89:15 99:11,18,24	197 35:12	<u>3</u>	708 384-5089 81:8
Exhibit 13_ Schalk 79:2,5	12:52 42:11	198 35:21	31 67:2	7:30 44:1 77:3, 16
Exhibit 14_ Schalk 83:4	12th 42:11 44:2 53:25	1990 13:3,10, 20 33:7 44:11 45:6 68:7,14 69:2 71:17 92:10 93:6,9,10	312-746 41:12 55:7	<u>8</u>
Exhibit 15_ Schalk 87:10, 11,13 95:9,10 103:25	13 79:2,5	1995 11:19 24:6,16 25:12 66:8	320 81:4	8 38:4,6,16
(	14 83:4,5,6	1999 23:23	348- 81:3	8-whatever 57:24
(708) 80:12 81:5	140 87:11,16	1:00 75:12	348-60-4347 81:6	8:48 60:6 63:23
<u>0</u>	142 89:11	1:08 108:21	<u>4</u>	8:49 54:3,4,13 55:14 57:24 60:6 63:24 77:20
00:52 41:10	1420 76:14	<u>2</u>	4 22:21	<u>9</u>
02 28:1 39:25 41:10 53:25 75:9,11 80:3 83:21 88:1	1435 66:20	2-12-02 26:22, 24 32:12	401 81:7	9 51:21,22 55:16
0247064601 53:1,2	144 44:4	20 44:2 76:3	410- 81:5	90 45:5 76:17
	145 92:19	2002 11:21 13:4,21 24:1 28:7 32:24 44:2 50:13 53:15 54:4,13 57:7,24 60:14 62:16,19, 24 63:3,7 66:24 75:16 77:2,17, 21 78:11 81:14, 18 88:6 89:8,15 94:8,13 97:24 99:11,18,24 106:1	435 54:24	95 23:6,17
	146 92:17,19 93:18	2-12-02 26:22, 24 32:12	45-44 51:21 52:2 55:17	966425 90:23
	147 87:11,18 93:21	20 44:2 76:3	49 69:13	9:00 63:15 80:13
	15 76:3 83:3 87:11,13 95:10 103:25	2002 11:21 13:4,21 24:1 28:7 32:24 44:2 50:13 53:15 54:4,13 57:7,24 60:14 62:16,19, 24 63:3,7 66:24 75:16 77:2,17, 21 78:11 81:14, 18 88:6 89:8,15 94:8,13 97:24 99:11,18,24 106:1	4:30 75:12	<u>A</u>
	15-22 41:3	20:49 53:25 54:2	<u>5</u>	a.m. 75:12
	15th 40:22,25 41:11,15,21		5 22:17,20,22 37:17 41:16,19 44:6 89:17,22 104:3	abreast 104:5, 12
			50 70:10	account 18:3 45:5
			51 68:8	
			5278 75:23	
			547-9730 80:13	



accurate 13:8	appears 43:4	23 43:19 45:21	97:11 103:8	Blagg 6:11,12
act 15:10	52:5,21 57:3	90:21 97:24	104:5,12,20	blood 44:23
actual 25:22	66:13 83:21	arrested 17:20		Bogucki 9:25
addict 15:1	84:13,19,22	19:8 21:19	<hr/> B <hr/>	10:18 11:19
additional	approval	34:20,21,24		23:3,8 24:3,20
20:7	88:15	39:20 40:8,20,	back 13:10,20	29:14 35:5 44:8
address 59:10	approve 88:17	24 43:21 50:12	15:25 21:8 28:1	46:14 60:1
62:22,23 63:2,9	108:5,13	57:2	33:7 41:23	72:25 75:20
66:20,23	approved	arrests 90:24	45:5,11,13,19	78:15,21 86:10
addresses	104:1	arrive 59:17	58:7 65:13 66:8	87:6 88:21
59:13 63:1	approving	arson 17:20	67:12 71:25	95:11 99:9
admitted 11:15	88:18 103:22	34:16,21 45:21	74:10 75:10	102:18 104:21
affect 15:10,16	108:9	art 58:6	76:7 80:24	Bogucki's
99:6	approximately	ASA 76:10,16	82:24 85:18	84:13
affirm 7:8	71:12	86:5,13,18,24	86:7 89:7	bottom 26:13,
age 62:8,13	April 83:20	87:6	95:24,25 96:13	16 35:17,20
agree 31:7,15	Area 41:16,19	assigned	103:17 106:12	36:11 52:2
agreed 7:6	44:6 89:17,22	69:11 88:22	background	53:18 68:22
ahead 38:7	104:3	assist 82:13	14:23	74:15 76:12
47:7	armed 76:19	Assistant	based 11:10	92:21 93:18
AKA 90:22	90:24 91:2	10:18	39:18 44:16	95:9
92:3,8	99:3,6	assume 42:5	61:16 95:3 98:7	box 66:12,14,
alert 40:7	Arnold 27:4,5,	59:7 90:8	basically 11:7	16 67:2
alias 28:13,19	10,13 28:10,13,	attempted	44:19 74:24	bread 15:15
47:22 48:22	19 30:12 33:13	17:20 34:16,21	basing 55:13	16:24 44:23,24,
50:8 51:13	34:12 47:13,16,	attending 6:5,	basis 15:25	25
aliases 33:17	21,22 48:17,18,	9,14,17	Bates 26:13	break 74:4,6
alleged 21:21	22 49:8,9,16,19	attention	35:17,20 52:2	82:21 103:14
allegedly	50:8,9 51:11,13	64:18 89:10	55:16 68:8	Brian 6:13 71:2
19:19 20:5,14	53:8,10 58:19	92:16	74:15 79:8	briefly 27:20
21:10 85:12	60:18 61:4,11,	attorney 9:2,6,	83:11	35:24
allowed 24:5,	19 62:6,8,11	18 10:19,21	Beat 41:3	bring 19:4,17
9,13,16,17,22	76:15 90:23	18:22,24 19:6	began 9:15	47:4
25:4,19 26:1	91:1 92:3,8	20:21,22 21:17,	begin 7:12	brought 28:9
Anthony 88:13	array 19:20	24 73:10 85:18,	behalf 6:8	33:24 37:20
102:21	20:7,15 27:25	19 95:7 101:25	belief 95:21	40:22 44:7
apologize 47:7	28:2,6 29:22	attorney's	96:8,25 97:17	49:20
apparently	30:23 31:8,16	18:20 35:8	98:1 99:6	Brown 90:23
63:8 73:9,19	35:2 47:10,19	98:11 101:6	100:19	Bulicky 69:16
83:20	49:10,12 50:2	attorney/client	believed 15:9	business 11:4
appearance	58:18 59:25	98:3,8 100:25	95:25 96:1,2,13	76:18
6:5	66:24 72:19	attorneys 8:25	Bellwood 81:4	buy 44:22 46:5
	73:14,23 92:5,7	9:12 96:1	birth 29:4	buying 46:5
	arrays 31:11,	author 65:22	bit 13:6,16	<hr/> C <hr/>
	14 58:12	aware 14:12	39:23 41:7	
	arrest 10:10	35:7 96:17	Blacks 71:14	Cabrini-green
	18:14,25 19:1,4		92:6	
	34:15,17 35:1			
	39:6,8,25 41:3,			

76:18	21:18 34:18	17 21:13 65:7	conducting	58:24 59:7
call 60:10	105:2	104:15 105:13	81:17 104:6,22	60:10,13,20
74:23 87:3	charged 21:17	colleagues	confirm 33:12	61:4 66:18,20
camera 6:24	check 103:14	100:3,14	61:3	68:16 76:3,7
car 80:16,20	checked 90:20	color 29:5	conflict 93:25	78:11,19,23
89:24	Chicago 6:10,	35:14 62:11,13	Conflicts 26:7	84:11,15
case 11:19	12,17,18 19:1	column 80:6,	conforms	Cooper's 59:1,
17:22 18:2,5,	33:5,19 39:19	10 81:1	90:12	5,15,25 60:16
11,12 19:6	48:9 50:12	columns 80:7	connect 48:17	copies 101:21,
20:8,17,20	54:11 56:8	committed	connected	25
21:13,16,19,23	57:25 98:23	100:4	51:12,15	copy 38:24
30:14 31:1	choose 62:4	communicatin	consideration	43:18
37:10 48:1,6,11	85:11	g 105:9,16,17	s 100:12	corner 26:20,
52:22 53:1	chose 85:9	communicatio	considered	21 44:20 76:1
60:21,25 64:22	circumstantial	ns 98:4	100:2,10,13	correct 7:20
65:14,18 69:20,	68:3	company	conspire	8:5,15,17 9:20
22 87:20,24	city 6:10,17	84:16	102:4	11:16,17,22
88:22 100:1,3	35:12,17 36:11	compared	constitutional	12:6,14,21
101:12,23	38:17 44:4	13:20 18:3	102:6	14:14,22 15:23
102:1,5 104:9	64:21 68:8 71:5	complete	contact 43:21	16:18 17:1
107:17,21	74:13 79:2,8	93:11	104:9	18:1,8 19:22
cases 31:4	83:3,12 87:11,	compose 23:3	contacting	20:8,17 21:13,
65:7 104:16	15,18 89:11	composed	43:8,11	23 22:3,7 23:1,
105:13	98:23	23:8,22,25	contemporane	20,21 24:11
cast 97:25	civil 60:20	composing	ous 85:21 86:1	25:4,12,20 26:2
CCSAO 26:6	101:23 102:1	106:10	94:19	27:4,13,18 28:7
37:17	CJF 51:21	computer 41:8	continuation	29:16,21 30:2,6
Center 91:1	55:17	42:3 55:9 88:16	8:23	31:2,24 32:9,24
Central 76:17	CJF51 70:10	computer-	continue	33:2 34:1,16
certificate	clear 21:16,19,	42:24	106:11	35:2 37:22
97:12,16	23 52:25	computer-	continued	42:13,18 44:2
chance 27:2,	105:25 106:8,9	generated	20:4	46:22 47:13
20 35:23 88:25	client 50:13	42:21 53:19	conversation	50:20 51:3,11
change 73:18	Clinton 36:18	91:13	9:5,8 24:7	53:2,5 54:5,13
96:14 97:8	37:8	computerized	conversations	56:6,11,19 57:7
100:8,16,18	close 19:21	58:5	24:4 46:24	58:15 59:2,5,13
105:20,22	20:8,16 21:12	computers	convicted 18:6	60:4,7,22,25
108:12	62:12 75:9	41:8	22:12	61:16 63:15,24
changed 96:5	closed 106:9	CONCLUDED	conviction	65:9,19 66:5,
changing	co-counsel	108:21	96:18,24 97:8	14,18 67:2,8,11
105:1	6:10	conducted	Cooper 14:25	68:1,17,20,25
characteristic	co-defendant	10:9 77:2,6,10	15:8,13,21 16:2	69:7 70:7 72:19
29:3	29:14	78:7,17,19	17:5,10 19:19	74:22 75:4
characteristic	coat 36:13,14	81:13 86:2,25	20:6 21:10 22:2	76:24 77:7,17,
s 30:1	cold 7:23 20:8,		32:14,20 37:3,8	21 79:14 82:2
charge 18:20,				83:15 84:1
23 19:5,16				85:22 86:6,10

22,23	39:19,25 41:10	108:21	48:17,18,22	dope 11:4
Correctional	42:12,14 53:13,	deprived	49:8,16,19	44:20,21 76:18
91:1	23 57:3,7 59:2	102:5	50:8,9 51:11,13	dots 51:15
Corrections	64:3,6,7,15,19	description	53:8,10 58:19	doubt 98:1
92:4	68:13 75:7	67:8 69:6	60:18 61:4,11,	downtown
correctly 72:8	80:1,3 87:23	detective	20,22 62:2,4,6,	58:6
	88:3	10:18 15:7 19:1	8,11 76:16	draft 106:25
corroborate	dated 64:15,16	23:3,8 24:3,20	90:23 91:2	drafted 95:3
46:4	68:13 69:2	35:5 39:19 44:8	92:3,6,8	drafting 78:3
could've 64:7	daughter	46:14 60:1,2	Dixon's 49:9	drive 44:25
	84:22	67:22 68:7	Dixons 28:9	driver 44:24,25
count 38:8	day 40:9,15	69:14,16 72:3,	doc 53:20	80:19,24 92:9
couple 80:21,	43:23 104:25	7,11,17,25	document	driving 76:4
25 81:4	days 9:19 86:8	75:20 78:14,21	16:23 17:10	drug 15:1,10
court 21:19	94:10	84:13 86:10,11	22:22 23:4,8,	46:8,11
97:7,16 104:1	December	87:6,8 88:22	11,20,22,25	drugs 46:5,7
covering 32:3	68:14 69:2	95:10 99:9,16,	26:10,21,23	duty 88:16
create 106:21	76:17	20 104:4,21	27:7 35:11,21	
created 22:15	decision	108:12	38:18,20,23	E
25:24	18:20,22 21:25	detectives	39:5,13,16	
creating 23:20	Deck 44:10	24:21 89:16	41:2,5 43:17	
	Defendant	90:17,20 92:2	48:19 49:5,13	
credibility	6:17 9:25 11:19	93:6,9,10	51:24 52:1,4,7,	
13:5,16,25	29:14 99:21,23	determine	10,15,17 53:8,	
14:3,8,11 15:2,	103:20	28:17 34:9	17 54:22 55:14,	
11,17 17:21,25	defendants	48:20 49:6,18,	16 56:24 57:16	
credible 14:22	6:14	21,23	64:22 65:2,11,	
crime 16:7,9	deliberately	direct 7:13	16,22 66:2,5,8	
65:16,19 68:1	12:4	89:10 92:16	67:11,13 68:5,	
99:7 100:4,15	denied 11:1,2	disclosing	9,12 71:4	
criminal 14:7,	dep 37:19	98:3	74:14,18,25	
10,13,20,23	department	discovered	75:3 76:12	
49:24 52:5	33:20 48:10	42:4 50:8	79:3,7,11,24	
91:16 98:22	50:12 54:12	discussed	81:11 82:8,16	
curious 24:22	56:9 57:25	24:5 100:24	83:8,11,17,19,	
custody 34:25	91:19 92:4	discussion	25 85:2 87:12	
40:21	depending	103:4	88:6,8 89:1,3,	
cut 70:18,19,21	104:7	dispute 13:17	12 94:20 95:9	
71:3 85:7	depends 63:13	34:22	106:10,20	
	deposed 7:3	district 40:22,	documented	
D	deposition	24 41:11,15,21	17:4 46:22,25	
Dark 81:8	7:17 8:7,12,23	89:17,22	81:24 82:5,11	
database	9:15,23 10:1,3	Division 104:4	85:10 86:3	
92:13	12:17 13:2,12	Dixon 27:4,5,	documenting	
date 23:5,7,11,	17:24 22:25	10,13,18 28:10,	93:8 95:4	
16,17 26:17,20	24:4 28:3 39:2	13,19 30:9,12	documents	
	52:8 75:1	33:13 34:12	27:23 29:21	
		47:13,16,21,23	30:2 56:3,17	
			64:15 67:19	
			88:14 101:15	
			102:1 103:8	

84:19 85:10 86:16 93:17 95:5 ended 16:14 22:14 entered 22:22 episodes 76:24 Eugene 90:23 evening 60:4 63:11 eventually 19:16 57:2 evidence 15:23 18:16 19:10 20:3,7 45:25 64:1 98:13 100:21, 22 101:10 102:8,11,14,17, 20,23 103:1 exact 24:20 59:22 EXAMINATIO N 7:13 Excellent 8:11, 22 37:25 exchanged 45:1 exculpatory 102:8,11 exhibit 22:16, 17,20,21,22 26:5,6,8 37:14, 25 38:1,3,4,6, 16 51:19,21,22 55:16 64:21,24 68:5,10 71:6,19 74:13,16 79:2,5 83:2,4 87:10,13 95:9 103:25 exhibits 37:20 exonerated 96:17,24 97:4,5 experience 39:19 40:13	explain 44:5 extensive 14:7,13 eye 29:5 eyewitness 68:3 <hr/> F <hr/> face 74:1 faces 67:14 72:21,22 73:18 81:21 82:7,18 85:12 93:22 94:5,6 fact 7:5 13:3, 12,23 14:25 15:7,8,13 17:19 30:4,18 42:15 45:16,20 59:1 63:10 72:25 73:12 78:22 95:13 96:23 97:7,15 98:14 99:5 100:11,13 factor 14:11 20:20 facts 97:4 falls 80:22 familiar 65:9, 24 February 32:24 39:25 41:10 42:11 44:2 50:13 53:15,25 54:4, 13 57:7,24 60:14 62:16,19, 24 63:3,7 66:23 75:9,11,16 76:14 77:2,6, 17,21 78:10 89:15 99:11,18, 24 feeling 15:4 felon 18:6 felonies 19:5	felt 12:9,13 figure 37:18 38:5 file 52:13 56:3, 11,18 77:13 78:24 101:21 fillers 28:24 31:10 61:25 62:7,10 find 16:3,5 20:11 24:22 45:14 46:3 48:17 57:19 61:10,15,18,24 63:12 finding 40:19 finish 106:5 fired 71:13 firm 6:9 five- 103:13 five-minute 74:3 fix 71:3 108:12 fleeing 44:24 Fleming 67:22 68:7,24,25 69:15 72:3,7, 11,17 Fletcher 6:8 7:16 8:19 10:7, 10,20,23 11:8, 11,25 12:20,24 13:4,9 18:15,17 19:8,11,20 20:6,15 21:11 22:6 27:5,8,10 28:10,12,19 30:19 33:15,16, 23 34:1,6,11 36:18 37:8 44:21,22 45:3, 9,22 46:4,7,11, 15 47:2,3,9,12, 16,23,25 48:3, 5,8,10,11,14, 17,20,22,25 49:6,14,18,24, 25 50:3,7,19,	20,24 51:2,10, 13 52:6 53:5,6, 7 55:15,17 57:2,17,21,23 58:1 60:18 61:4 62:5 63:19,22 73:4,23,24 76:2,6,8,15 77:6,20 90:22, 23,25 91:6 92:3,8,13 95:22 96:8,17,23 97:12,15 98:14, 16,19 99:10,17, 23 100:4,19 101:11,17 102:5,9 Fletcher's 18:8 28:15 32:5 33:13 54:5 57:20 91:20,24 97:24 98:1,21 100:15,23 Fletchers 47:24 48:5,13 50:11 55:25 fluid 34:20 form 12:7 14:15 17:2,13 18:9 19:2,12,23 20:9,18 21:14 24:23 25:5 29:6,15 31:18 34:3 45:24 46:17 50:5,14 51:5 54:6,14,15 55:19 56:20 58:2 59:19 63:25 64:8,17 71:22 73:15 77:22 91:7 93:11 94:2 96:19 97:1,19 98:24 100:5 101:19 106:13 107:3,10 forward 14:1 found 33:23 36:10 84:6 foundation 20:18 50:14 54:6,16 56:13	77:22 99:12 108:6 Frederick 81:4 friend 11:20 12:5,19 20:14, 22 21:4,11 22:3,10 32:15, 19 37:6 58:24 63:7 67:4 70:7 92:19,22 front 49:12 76:5 full 6:20 13:14, 24 92:21 Fulton 76:9 <hr/> G <hr/> gave 20:3,7 22:10 33:14 46:18 98:18 general 64:22 65:14 67:18 74:22 75:14 76:23 78:3,5 79:13,18,19 82:11,18 83:14 85:9 94:18 generally 31:14,21 65:15 84:8 generate 65:19 91:16 generated 42:25 53:23 54:22 55:10 56:10,18 57:1 generating 107:17 Gilbert 69:14 Gilger 65:23,24 give 7:9 13:14 18:7 22:14 44:18 59:22 giving 49:7,15 good 6:7 7:15 11:3 56:16 72:7
---	--	--	--	---

76:18	100:7,8,20	how'd 47:20	61:12,14	20 41:4,6,8,14
GPR 22:15	102:17,20,23	Huntley 6:15	impact 14:8,	42:25 50:16
25:18,20 78:13,	103:1	hurt 13:5,15,25	19,21,24 15:2	53:20 55:9
17,18 90:12	heard 45:2,8,	14:3	17:21 96:24	66:7,9 67:10
93:25 94:4,5	12 76:5 96:2,4,	hypothetical	97:17	72:3 85:11
95:4	14,21 97:4,14	19:13 93:12	important	97:25
GPRS 24:6,14,	100:16		12:1,10,18	inmates 30:5
16,18,22 25:4,	height 29:5	I	inaccurate	innocence
19,21,24 85:24	hiding 17:6		72:4	97:12,16
86:1,3	highlighted	ICAM 90:20	Inaudible	innocent 11:12
grab 37:17	70:13 71:10	91:8,11,14,15,	40:22	instruct 98:5,8
grabbed 80:24	89:14 90:16	21,23 99:2	incarcerated	101:1
Graham 76:14	92:2 93:21	ID 6:24	49:19 90:25	instruction
91:1	highly 31:7,15	IDC 58:7	include 56:3,	98:12 101:7
graphic 58:6	histories	identification	10 85:9,11	interrupt 21:1
guess 26:19	14:10 48:4	20:24 21:21	included 25:15	37:13 71:18
31:21 50:4	55:24	26:8 38:1,6	38:25 56:17	96:6
guilt 97:9	history 14:7,	51:22 64:24	72:3 73:23	interrupted
guilty 95:22	13,21 49:24	68:10 74:16	78:23	47:6
96:1,2,8,25	50:19,23 51:3	79:5 83:4 87:13	including	interview 10:7,
97:18 98:1,14	52:5 53:4 54:5,	identified	28:10 29:4	9,13,15,16,20,
99:7 100:15,19,	12 55:15 57:1,	48:24 50:3	90:24 107:2,8,	24,25 11:6,20,
21,23 101:11	10,17,23 63:18,	58:19 92:8	15,19	21 12:4,5,10,
gunshots 45:1	21 77:19,20	identify 19:20	Incomplete	18,24 16:20
76:5	91:6,16 98:22	20:6,15 21:11	19:12	17:5 44:8,15
guy 47:15	hit 80:20	47:8 60:21	incorrect 89:4	74:20 75:15,25
	hold 6:24	71:13 72:13,15	independent	77:1,5 78:6,11,
	home 59:2,5,	73:13	8:3 22:1 23:19	13,17,18,23
H	16,25 86:17	identifying	25:2 27:12	81:13,17 82:6
	homicide 8:4,	22:6 47:17	39:12 52:14	85:10,15 86:25
hair 29:4	14,20 10:6,11	IDOC 28:9	78:2 81:16 85:5	87:1,4,7 89:24
half 10:15	11:13 15:15	29:20 32:8	104:19 105:4,	92:18 93:17
hand 7:8 25:14	16:11,25 18:15	36:24 47:5,13	15	94:15,20 95:4,6
handwriting	19:9,22 21:13	48:23 49:8,15	independently	99:10,17,22,24
43:9,13,14	25:16 28:7,18	50:2,21 51:10	8:8,13,18	interviewed
52:17,20 75:3,	30:22 33:8	57:6 58:7,11,18	indicating	14:13 15:11
19,23 79:16,19	39:13 44:10	59:25 60:13	85:16	17:20 33:1,5,7,
83:22,23 84:14	56:25 78:7 85:4	61:7,9,25 66:24	individual 6:14	9 73:9 77:16
handwritten	89:7,18 101:16	92:5,13	27:6,8 36:11,16	86:6,9 87:2,5
20:23 22:9	103:21 104:13,	IDOC's 51:2	42:18 49:15	89:18 90:13
25:20,21 26:1,3	23	IEOC 30:5	57:1	94:12 98:18
41:5,24 43:1	Hoods 81:8	Illinois 6:15	individuals	interviewing
happened	hour 10:15	92:4 97:13,17	32:4 61:10 84:7	12:18 16:14
33:8 44:5,11	hours 40:1,2,	imagine 31:5	inform 104:9,	17:15,16 34:14
88:15	15 76:14 89:15	58:16 62:2 63:5	24	85:22
hear 44:11	house 59:8	106:5	information	interviews
97:3,10,21	72:25	immediately	14:2 15:9 29:4,	22:2 76:24
				77:10 86:2
				introduced



44:9	20:6,15 21:11	joined 6:10	left-hand	
inventoried	22:6 27:5,8,9	87:6	68:22 80:6,10	M
28:11 29:23	28:10,12,14,19	Jr 66:17	letter 70:19	
investigate	30:19 32:5	jury 96:2	71:3,7	Machalik 6:16
16:1,10 46:10	33:14,16 34:1,		lighter 34:20	12:7 13:18
47:24 59:12	11 45:22 46:4,	K	lineup 21:11,	14:15 17:2,13
investigated	12,16,23,24,25		22 83:21 84:1,7	18:9 19:2,12,23
17:12	48:2,5,8,10,11,	Kandye 84:23	105:1,21	20:9,18 21:14
investigating	13,14,17,20,22,	Karen 69:16	lineups 84:9	24:23 25:5 29:6
56:25	25 49:6,14,18,	keeping	liquor 80:23	31:3,18,25 34:3
investigation	24,25 50:3,7,	104:20	list 66:13 67:1,	38:10 45:24
8:4,14 10:7	11,19,24 51:2,	Kero 69:14	7,25 84:1	46:17 50:5,14
16:23 17:15	10,12 52:5	105:12	listed 30:16,23	51:5,16 54:6,
20:4 39:14	53:5,6,7 54:5	knew 13:4,13,	31:17 70:6	14,17 55:19
56:18 78:8	55:15,17,25	24 28:18 30:8,	lists 66:14	56:13,20 57:11
101:16 103:21	57:2,17,19,21,	11 33:16,25	69:6,9 88:21	58:2 59:19
104:5,12,21	23 58:1 60:18	45:16 76:19	live 21:11,21	63:25 64:8,17
106:11,24	61:4 62:5	95:25 99:10,16,		71:22 73:15
107:1,7,24	63:19,22 73:4,	17,21,23		74:3,6 77:22
investigations	23,24 76:15	knowing 48:2,		106:13 107:3,
106:5	77:6,20 90:22	7		10 108:1,6,17
investigative	91:6,20,23	knowledge		made 18:22
40:7 47:1,11	92:3,13 95:22	11:2 98:16,21		19:21 20:15
56:3,10,11,18	96:8,23 97:12,			21:12,22 35:4,7
58:20 78:24	15 98:16,18,21			65:8 77:12 82:5
involved 16:6,	99:10,17,23			88:9 95:15
9,11,16,18,24	100:4,15,19			Madison 76:1,
17:11,12 19:11	101:17 102:5,9	L		7
73:19	Jay 65:23			
involvement	Jennifer 6:11	Lakita 81:7		
85:3	10:19 22:9,10	lasted 10:13		
IR 31:13 33:20	76:10,16	late 63:10,13,		
48:4 49:24	Jerome 88:21	17		
50:19,23 51:3	102:18	Latrobe 76:9		
53:4 54:5,12	Jerry 75:15	law 6:8		
55:24 57:1,4,	JF 35:12,17	lay 80:23		
10,17,23 63:18,	36:11 38:17	layman 54:1		
21 64:4,19	44:4 87:11,15,	laymen's 40:4		
77:19,20 90:23	18 89:11	Leads 41:25		
91:5 98:22	JF179 79:3,8	42:3,5,7,15		
	JF180 83:3,12	learn 28:12		
	JF181 74:14	66:7		
J	JF47 68:8	learned 67:10		
jail 105:2,21	JF64 64:21	90:22,25 94:21		
James 6:8 7:16	Jimmy 33:15	97:25 98:13		
8:19 10:7,10	44:20 47:2 76:8	led 15:15 16:25		
11:11 13:4	90:21,22			
18:7,15,17	job 56:16 72:7			
19:8,11,20				

marked 26:8 37:19 38:1,4,6 51:22 64:24 68:10 74:16 79:5 83:4 87:13	motive 69:9 mugshot 58:1 mugshots 37:17	12 78:20,21,22, 24 79:17 81:12, 23 82:15 83:15, 20,21 85:14,15, 20 94:19,25 95:1 103:14	91:7 93:11 94:2 96:10,19 97:1, 19 98:2 99:12 100:5,25 101:19 106:13 107:3,10 108:1, 6	organic 106:20 original 12:20 68:13  P  p.m. 40:2 44:1 54:3,4 55:14 60:6 63:15 77:3,16 80:13
marking 38:16 Mass 76:17 material 56:10 matter 56:5 Mccoe 69:15	multiple 46:24 murder 11:2 18:21 21:17,18 22:12 57:2 90:24 95:22 96:9	notification 42:17 notified 40:6, 16 42:11 NP 75:24	obtained 92:3 occasion 33:2 occurred 17:16,17 65:17 66:10 occurrence 58:10 68:13	paid 64:18 paper 34:20 74:24 79:18 82:12
meantime 106:6	N	number 22:17 31:13 37:21 38:4,16 41:11, 12 43:2,17 52:22 53:1 55:4,5,7,8,10, 16 68:5 74:13 79:2 80:12 81:3,5 83:2 84:20 87:11 90:23 95:10 103:25	offender 12:20 13:14,25 44:23 48:25 74:1 80:18,20,22 offenders 13:5 18:18 67:8,15, 18 69:6,7 82:1 92:9,23 93:23 94:1	paperwork 40:10 paragraph 92:22 93:16 Park 81:7 Parked 80:16 Parkside 76:1, 8
meet 8:25 9:12 meeting 8:7 9:14 98:17	named 47:15 49:16 61:22 67:5	numbering 38:11 numbers 80:25	offenders' 81:21 82:7,17 Offense 64:22 65:14 offhand 73:17 Office 35:9 officer 65:23, 24 68:23 69:14 102:4	part 70:14 71:10 89:11,14 92:18 106:14, 25 107:21
memorializati on 81:12	names 28:23 30:1 31:9,12, 13,17 32:3 50:19 66:13 69:17,19 70:1,3 84:4	Oak 81:7 oath 7:20 object 54:15 56:13 64:17 71:22 98:7,24	one-page 38:20 52:1 74:14 79:7 83:11 ongoing 104:12,20 open 100:12 105:25 106:8,9 opinion 15:7, 17 97:8 order 11:23 16:3,4 40:7,11, 17 42:5,8,10,18 ordered 97:16	particularity 35:16 parties 6:4 partner 88:21 past 65:5 Paul 6:16 38:12 pause 13:15 people 14:1,9 19:4 27:18 30:5 45:17 61:15,22 73:18 84:1,8 94:5 Pergrotowski 69:15 period 12:2 24:6,14,17,21 25:3,12,18,25 43:22 46:19,22
memory 71:24 85:15 95:2,5	naming 12:20 narrative 89:11 93:16 nearby 44:20	objection 12:7 13:18 14:15 17:2,13 18:9 19:2,12,23 20:9,18 21:14 24:23 25:5 29:6 31:3,18,25 45:24 46:17 50:5,14 51:5,16 54:6,14,17 55:19 56:20 57:11 58:2 59:19 63:25 64:8 73:15 77:22 86:20		
men 35:25 77:11	necessarily 14:10 15:12 82:14 93:13 104:7 106:21			
met 7:16 22:13 Michael 68:23, 25	needed 12:14 neighborhood 49:3 92:24 NFL 36:13,14 Noradin 60:2 86:11 87:8 95:11 99:16 102:21 104:22			
Middle 66:12 80:19	North 66:21 notation 81:20 note 43:1 74:24 82:5,12 noted 90:11 notes 25:21 26:3 74:19,21 75:14 77:10,11,			
mind 73:18 96:5,14 100:8, 17				
minute 43:25 103:14				
minutes 9:7, 16,18 76:3				
missing 71:7				
misstates 17:2,13 19:2 34:3 45:24 50:5 54:7 55:19 63:25 64:1 77:23				
months 94:15, 22				
morning 6:7 7:15				

104:14,15,17 105:14	50:1 57:6,10 58:4,5,7,8,11 60:13 61:7,9, 13,15,18,21,25 73:10 92:6,14 99:2	possibly 42:7 87:8	6,7,10,12 47:15 48:18 49:2,15, 19 50:9,22 62:5 76:15 91:14 99:3,5	24:15 40:23 43:12 45:7 49:1,4,11 54:16 80:19 98:12 101:2,4,7
person 9:19 18:25 36:3 49:7	picked 47:18 60:17 106:16	potentially 73:13	privilege 98:8 101:1	questioned 13:19
person's 21:17	pictures 70:24	practice 56:6	probable 18:14 19:14,17	questions 17:24 108:16, 17
personal 29:3 30:1 101:17	piece 15:23 18:16 19:9 79:17	preparation 9:6 28:2 39:1 52:7 65:3 75:1 79:24 89:1	PROCEEDING S 6:1	quick 22:20,21
personnel 69:11 103:2	place 9:9	prepare 8:22 9:11,22	produced 101:11	<hr/> R <hr/>
phone 41:11, 12 43:2,17 55:4,5,6,10 75:24 80:12,25 81:5 84:20	plaintiff 6:8 7:4,16 47:25 48:6,11 55:25 101:12	presence 10:21	program 42:3	race 29:5
phonetic 27:4 65:23 69:15,16, 17 76:9 81:7	play 63:11	present 10:16 19:6 20:21 21:24 29:20 86:24 102:11, 14	progress 74:22 75:14 76:23 78:3,5 79:13,18,20 82:11,18 83:15 85:9 94:18	raise 7:7 ran 76:7 Raymond 6:22 re- 7:24
photo 19:20 20:7,15 27:25 28:2,5,6,11 29:22 30:15,23 31:8,11,14,16 32:13,23 35:2 36:4 47:9,10, 19,21 48:24 49:10,12 50:2 57:20 58:1,11, 18 59:25 61:19, 25 66:24 72:18 73:14,23 92:3, 5,7	played 45:21 pocket 26:20 point 8:12 15:19 21:22 28:3 34:15 35:1 42:8 43:17,18 50:25 58:23 60:4 63:19 106:11,24 107:6,13,15,19	presented 18:21 pretty 31:24 previous 7:17 34:10 61:16 previously 7:3 14:25 15:9 32:7 33:9 34:5 59:16 65:6 72:6 73:12 76:4 92:23 93:10 103:19	promises 35:4,7 prosecution 8:19 101:17 Prosperity 84:11,16 pull 22:14 47:12,20 48:4 50:19,23 55:24 57:25 58:7,11 61:12,14	reading 76:21 real 30:19 realize 40:11 reason 12:17 13:16 23:12 34:22 72:2 77:25 78:16 82:4,10,16 85:25
photograph 27:3 29:9,18 30:22 36:10 47:5,13 49:10 60:17 62:13 73:1,4,6 86:17	police 8:24 13:4,13,24 19:1 33:5,19 39:19 41:12 48:9 50:12 54:11 55:6 56:9 57:25 64:14 65:7,19 69:14 71:17 72:14 91:18 92:12 102:4 103:2	primary 88:22 print 106:25 107:6 printed 26:24 32:8 53:18 54:18 57:4,6,9, 10 61:21 64:3, 7,12 printing 61:9 prior 10:10 24:4 28:20 29:13 33:9 59:9 64:1 92:13 98:17,22 99:10, 17,21,23 101:25	pulled 49:24 51:2 54:4,8,9, 12 55:23 63:18, 21,23 77:20 pulls 76:3 purpose 65:15 pursuit 44:25 put 11:23 16:3, 4 28:10 47:9 49:9,12 50:1,2 79:17 <hr/> Q <hr/>	81:2,8 88:8 108:8 reading 76:21 real 30:19 realize 40:11 reason 12:17 13:16 23:12 34:22 72:2 77:25 78:16 82:4,10,16 85:25 reasoning 97:10,21 100:8 recall 7:17 8:13,18 10:14, 25 11:5,8 13:6, 7 16:8 22:5,13, 22 24:16 25:7 27:9 28:14,15, 21,25 29:8,22 30:10,13,24 31:4 33:18
photographs 27:17,21,24 28:23 29:2,15, 19 35:14 48:10 51:2,11 62:14	policies 56:9 posed 24:15 positive 92:7 positively 92:7 possession 101:18 102:2 possibility 37:9	prison 27:10, 12 33:22 34:1,	question 7:24 14:4 17:9 20:1	
photos 28:6,9, 20 31:12,14,17 32:4,8,15,17,20 33:20 35:23 36:1,21,23,24, 25 37:2,5,7,11 48:13 49:20				



34:13,18,24 36:8 39:17 43:22 44:12,15 47:22 48:2,7 49:22 51:4,7 56:1 57:12,22 58:17 59:14 61:5 62:1 63:1, 4,8,21 78:14 84:6,15,25 91:22,25 93:3 104:14 107:4, 11,22,25 recalled 8:8 received 97:12,15 receiving 98:22 102:17, 20,23 103:1 recently 71:5 96:14 recognize 27:6,8 35:25 36:3,16 83:23 recollection 8:3 22:1 23:19 25:2 27:12 36:7,19 37:12 39:12 43:7 44:13 52:14 58:14 69:19,21 70:4 71:16 78:2,6 81:16 85:3,6 89:21 103:5,10 104:19 105:4, 16 record 6:3,21 20:25 21:5,7,8 26:6 35:12 38:17 39:4 44:4 52:24 68:8 70:16 71:11 74:8,9,10,13 75:21 76:22 79:2 82:22,23, 24 101:13 103:16,17 108:19,20 records 90:21 91:9,11,14	red 76:3 80:16 92:9 redact 29:25 30:4 referenced 68:6 reflect 69:21 71:24 refresh 36:7,19 37:12 69:19,21 70:4 71:15 78:6 85:3 103:9 refreshed 103:5 refuse 98:12 101:7 regular 58:10 reject 108:11 relating 101:15 relative 62:8 relayed 89:18 remember 16:19 22:16 25:7 27:14 30:3 43:10 45:11 60:12 61:1 70:25 90:4 91:13 remotely 6:9, 14,18 Remus 76:5 report 16:21 17:10 23:5,16, 17,18 25:9,16, 22,23 28:8 39:6,8,21 41:22,23 43:19, 24 44:3,14,18 45:4,10 46:19 49:17 52:15 59:21 62:20 64:22 65:15,18 67:23 68:7 70:4 72:4 74:22 75:14 76:23 78:3,5 79:13, 18,20 80:2,3 81:25 82:9,11,	13,15,18 83:15 85:9,16 87:20, 24,25 88:19 89:6 91:17 93:8 94:8,18,21 95:3,10,14 103:22,24 104:1 105:25 106:2,9,25 107:7,9,14,16 108:4,8,11,13 REPORTER 6:3,19,23 7:6, 12 21:8 37:13, 16,23 38:7 71:18,21 74:7, 10 82:24 83:5 103:17 108:18 reporting 68:23 89:16 90:18,19,20 reports 8:24 11:1,11 22:7,8 27:14 38:25 44:16 60:8 65:8 88:17 95:1 107:21 represent 7:4, 15 13:11 34:19 70:19 71:3 represented 55:16 representing 6:16 represents 81:12 request 48:9 requested 53:14 required 56:9 residence 59:16,17 85:21 responding 89:15 90:17 92:2 response 40:19 rest 29:10	review 11:11 28:2 39:1 55:13 65:2 89:1 103:9 108:4 reviewed 8:24 22:25 52:7 65:7 66:4 67:11 74:25 79:23 95:15 right-hand 26:16,20,21 80:5 81:1 righthand 41:25 rights 102:6 robberies 11:4 76:19 robbery 15:15, 20 16:25 66:10 90:24 91:3 99:3,6 robbing 44:23 Rogers 11:21, 24 12:5,9,13,18 13:3,13,23 14:12 15:1,4, 10,14,19,22 16:2,4,11,15, 18,24 17:6,11, 12,19 18:7,16 19:10 22:2 32:16,17,19,23 33:1,6,10,12,25 34:10,15 35:4,8 36:6,8,22 39:6, 20 40:7,12,17, 20 41:15,18 43:5,20 44:5,17 45:15 46:15 47:2,12,16 48:21 49:7,13, 14 50:18 55:17 57:17,20 58:19 61:6 70:8,9 74:20 75:15,23 76:19 77:2,16 78:18 86:25 87:4,5 89:16, 22,24 92:6,14 98:17,18 99:11, 18,21,24 106:15	Rogers' 12:19 14:7,20 15:2, 11,16 17:24 43:8 46:4 role 45:21 63:11 103:20 room 44:8 rotate 53:16 run 62:4 running 28:14 62:2 76:6 80:18 82:1 94:5 Runs 80:23 <hr/> S <hr/> Salvi 69:16 scene 67:23 Schalk 6:19, 22,23 7:3,5,7, 15 74:12 83:1 103:19 screen 22:19 26:10 27:7 37:17 38:18 51:24 64:23 68:9 70:21 74:14 79:4 83:9 85:8 87:12 script 41:9 53:19 scroll 26:12 27:1,15 35:14 69:5,11 70:10 80:14 93:20 95:8 Sean 6:7 38:10 search 91:13, 21,23 searched 50:21 51:1 91:5,8,15 92:12 searching 33:23 section 58:6 76:12 80:15 90:16 92:1,17
--	---	---	---	--

93:16	38:3,14 47:10	77:11 78:13	spread 61:25	stated 8:12
Security 81:3	57:14,16 60:13	79:3,11,20 80:8	stamp 26:13	71:12 73:13
seemingly	61:6 66:24 68:6	81:10 83:8,23	52:2 55:16	92:22 93:22
80:5	73:6,10,14	84:20 87:12,21	74:15 79:8	statement
sees 44:22	74:12 79:1 83:1	91:3 95:20	83:12	12:20 13:8
selling 44:20	87:10 100:21	107:25	stamped 77:24	20:23 21:3 22:9
76:1,18	107:1,7	sister 43:2,8,	stand 84:7,9	46:4
send 58:3,5,7	showed 27:25	11 81:6	standpoint	states 44:1
sense 64:11	28:6 29:24	sister's 43:16	47:2	Stefanich 6:13
sentence 91:2	32:17,23 35:2	sit 95:20 96:7	stands 91:14	54:15 70:21,24
sergeant	37:5 50:2 58:18	106:21	Starr 6:7 7:2,14	71:8 86:20 91:7
69:14 88:15	72:18,25 73:3	sitting 106:21	12:11 13:22	93:11 94:2
104:3,16 105:7,	86:16	skin 62:11,13	14:18 17:8,18	96:10,19 97:1,
8,12	showing 27:17	small 25:3	18:13 19:7,18	19 98:2,7,24
sergeants	28:20,23 29:2	social 81:3,6	20:2,13,25	99:12 100:5,25
105:11	71:4 73:22	solemnly 7:8	21:5,9,20 25:1,	101:19
series 35:13	92:13 105:24	Sorrell 8:4,14,	10 26:4,9 29:12	step 20:11
serve 105:22	shown 29:15,	19 10:6,11	31:6,23 32:2	47:11 58:20
serving 91:2	18 30:15,21	11:12 15:16	34:8 37:15,18,	stipulate 7:4,7
set 15:14,20,22	36:21,24,25	16:12 17:1	24 38:2,9,12,13	stop 11:23
16:2	37:2,8 92:7	18:15 19:9,22	46:2,20 50:10,	16:3,4 27:16
sex 29:5	shows 68:16,	20:16 21:13	17 51:8,18,20,	35:15 40:7,11,
share 22:19	19 71:6 91:14	28:7,18 30:22	23 54:10,20	17 42:4,8,10,18
Shaw 95:11	side 26:16	39:13 56:25	55:22 56:15,23	stopped 85:8
sheet 57:4 64:4	36:14 41:25	66:17 68:20	57:13 58:9	store 80:23
sheets 64:19	68:23 76:10	78:7 84:23,25	59:23 64:5,10	story 46:18
Sheree 11:20	80:5,6,10	85:4 89:7,18	70:23 71:2,9,20	street 44:20
12:4,19 20:14,	sidewalk 76:8	95:23 96:9	72:1 73:21	80:19
22 21:4 22:10	signature	101:16 103:20	74:2,5,11 78:1	strike 14:20
32:14,19 37:5	68:24 79:10	104:13,22	82:21,25 83:6,7	15:8 33:4 46:13
58:24 63:6 67:4	signed 21:3	107:24	86:23 91:10	55:23 79:23
70:7 92:18	22:11 41:20	sound 44:2	93:14 94:7	85:25 99:20,22
shifts 105:1,23	similar 60:19	South 81:4	96:16,22 97:6,	107:14,23
shooters	61:11,16,17,19	Southwest	23 98:10 99:4,	strong 18:12
46:16	62:11,13,14	76:1	15 100:9 101:5,	stuff 105:5
shooting	single 18:25	speak 12:1	10,14,22	sub-report
66:11 76:7 92:9	31:1 73:4,6	specific 24:4	103:13,18	44:1
short 24:6 25:9	86:17	31:4 43:22	106:17 107:5,	submit 25:17
shot 80:20,22	sir 8:2,11,22	104:14,16	12 108:3,10,15	88:14
shots 71:13	10:6 14:4 21:2,	specifically	start 106:10	submitted
show 31:8,16	10 22:23 26:10	16:8,20 25:8	started 94:9,10	25:22 88:1,3,5,
32:15,20 35:11	31:2 35:11,13,	34:24 57:22	state 6:4,20	10,12,17 89:7
	21 37:12 38:4,	58:15 62:1	16:20 97:13,16	94:11,22
	17 39:8 42:2	67:20	state's 10:18,	103:23 106:1
	43:14 48:15	spend 9:14	19,21 18:19,22,	submitting
	49:1,21 51:24	spoke 9:2	24 19:6 20:21,	95:18
	52:4,18 55:2,7		22 21:17,24	
	59:18 64:23		35:8 73:10	
	66:2 68:9 70:2,		85:18,19 95:7	
	17 71:11 74:18		96:1	

subsequently 28:11	talked 12:2,25 68:20	60:20,24 65:6 72:6 78:10 103:6,11,19	titled 79:18	76:3,7 80:16 92:9
suggest 107:20	talking 42:25 47:9 63:13 80:7 84:25	testify 17:23	today 6:11 7:20 8:12 9:6, 12 11:10 52:11, 15 65:3,4 75:2 79:24,25 83:17 89:1 95:21 96:7 97:25 100:24 103:4,11 107:25	Trucking 84:11,16
suggesting 100:23	telephone 9:3, 19	testifying 13:6,7	today's 8:23 9:23 28:3 39:2 52:8 75:1	truth 7:10
summary 70:11 89:19 92:18 93:17	telling 13:21 14:24 18:17 19:10 45:15,22 48:21 55:18 105:5	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	told 8:2,13,17 11:3 15:1,13,22 17:11 33:21,25 34:5,6 36:6 44:9,13 46:24 47:2 50:21,22 57:20 60:21,23 71:16 72:10,17, 20,22 73:11 81:21,24 82:6, 17 85:12,18 90:9 93:8 105:20 107:25	type 22:15 24:6,14,16,17, 22 25:4,19 26:1 typed 41:6
supervisor 88:12,19 104:3, 8,11 105:3,5 107:1,8,14,15, 19 108:4,11	tells 44:17 73:17 77:15 80:23	Tex 69:15	tony 88:18 102:24 103:25 104:5 105:17 107:2,8,15,20	U
supervisors 104:20	ten 74:5	thing 24:21 41:24 79:23 80:4	total 9:18	Uh-huh 42:1
supplemental 25:16,22 82:8, 13,15 85:16 89:6 95:3	tentatively 19:20 20:6	things 69:10 106:6,7	towels 34:20	Uncle 76:5
supplementar y 68:7 87:20,24 94:21 95:1	terms 54:1	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	tracking 38:11	underneath 42:24
surprising 45:14	Terry 11:21,23 12:5,9,13,18,19 13:12,23 14:12, 20 15:1,2,4,7, 10,14,16,18,22 16:2,4,11,15, 18,24 17:6,19 18:6,16 19:10 32:16,17,19,23 33:6,9,12,25 34:10,14 35:4,8 36:6,8,21 39:6 40:7,12,17,20 41:14,18 43:8, 20 44:5,17 45:15 46:14 47:11,16 48:20 49:6,14 50:18 55:17 57:17,20 58:18 61:6 70:8,9 74:19 75:23 77:2,16 78:18 86:25 87:4,5 92:6 98:17,18 99:11, 18,21,24 106:15	time 8:2,9 9:14 11:18 12:2,12 14:9 22:13 23:1 24:6,10,14,17, 21 25:3,18,25 33:4,5,10 34:10 37:20 39:20 40:10,13 42:8, 12,14,17,22 43:17,22 46:19, 21 53:24 54:1 57:3 58:4,17,23 59:17,22 60:8, 23 61:10,18 64:3,6,7,15,19 66:10 73:19 75:7,10,25 76:9 80:1 86:7,15,17 97:24 104:14, 15,17 105:8,11, 14 106:4 107:6, 13,15	Tony 88:18 102:24 103:25 104:5 105:17 107:2,8,15,20	understand 7:19,24 20:1 75:13
suspect 29:2 30:15 58:19 73:7,24	testified 8:9 11:18 12:12,16 13:2 22:11 24:10,13,20 29:14 32:7	times 30:14,17, 18 92:23	top 41:5,8,25 52:17 66:14	understanding 52:25 81:11 84:3
suspects 28:23 31:9 45:16,23 48:21 58:11 72:11,12, 15 73:13 85:13	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	top 41:5,8,25 52:17 66:14	unknown 71:14
suspicion 15:24	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	unusual 14:2 31:8,16,24
suspicious 17:5	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	upside 53:17
swear 7:8	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	user 46:8,11
T	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	V
takes 78:21	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	vacated 96:18, 24 97:7
talk 9:17,25 10:3 12:14,15, 22 14:9 15:3,18 16:5 20:22 44:10 85:19 90:10	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	verify 17:25 18:2 46:13
	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	version 71:5
	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	vic 80:22
	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	victim 68:19 76:8 80:22,23 84:23
	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	victims 66:14, 17 68:17
	testimony 7:9 11:10 13:15 17:3,14 19:3 29:13 34:3 50:6 51:1 54:7 55:20 61:16 62:25 63:3 64:1 77:23	thought 11:25 12:17 14:21 15:1,14,22 17:11 37:15,19 45:22 61:19 72:6 73:24 89:4 107:2	total 9:18	video 21:1,6 70:24 82:20 85:7

view 36:14	westbound	working 84:15	41:7	
visited 86:17	76:7	85:8 104:15		
	whatever's	105:11,13		
<hr/> W <hr/>	29:10	works 106:12		
	whatsoever	worth 38:10		
Wade 11:20	96:25 97:9	would've		
12:4,19 36:25	107:7	18:19,21,22		
58:25 62:15,18,	Willie 8:4,14,19	19:14,16 25:14,		
24 63:3 67:5,	10:6,10 11:12	19 26:1 29:18		
14,17,24,25	15:16 16:12,25	37:20 44:7,9		
70:7,11 71:16	18:15 19:9,21	46:22,25 52:13		
72:10,14,19,24	20:16 21:12	56:5,8 62:21		
73:1,3,4,11,12,	28:7,18 30:22	63:9 65:7,8,11		
23 80:12 81:7,	39:13 56:25	67:10,12 73:11		
13,17,20 82:6,	66:17 68:20	77:12 78:23		
17 85:10,11	78:7 85:4 89:7	85:20 88:8		
86:6,9,16	95:22 96:9	95:15 104:24		
93:17,22 94:1,	101:16 103:20	105:8		
12,16,20,21	104:13,22			
95:5	107:24	write 81:23		
Wade's 85:21	window 54:25	82:1,14		
waited 11:19	withheld	writing 106:8		
12:3,4 13:3,13,	102:12,15,18,	written 22:15		
24 18:7	21,24 103:2	42:15 66:9		
waive 7:2	withhold 102:8	72:16 81:22		
walker 10:19	witness' 18:3	83:20 106:2		
22:10 76:10,16	witness's 67:4	wrong 38:15		
86:5,13,18,24	witnesses	100:3,14		
87:6	11:20 16:14	wrote 23:10		
walks 76:2	17:17 18:1,4	25:14 42:5		
wanted 11:21	20:12 28:1,6,	43:10,16 93:4		
12:5,15,22,24	18,22 29:1,3,			
15:3,18 44:10	16,19 30:8,11	<hr/> X <hr/>		
46:5 73:10	31:8,9,16 58:21	Xerox 43:18		
90:10	63:12,20 67:2			
wanting 71:19	68:1 70:6	<hr/> Y <hr/>		
73:19	Wojick 88:13,			
warrant 105:2,	18 99:21,23	years 13:1,3,		
22	102:24 103:20,	13,24 18:7,17		
Washington	25 104:5 105:8,	19:10 45:15		
75:24 81:7	17 107:2,8,16,	59:5,8		
watch 75:8,9,	20	yell 45:3,8,12		
10 80:3 105:20	word 18:6	Yesterday		
website 32:8	44:19 71:7	9:10		
92:4	words 80:21			
weight 29:4	work 76:2 81:5	<hr/> Z <hr/>		
West 75:23	worked 65:7			
		zoom 39:23		